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ARCHIVES OF MARYLAND

JUDICIAL AND TESTAMENTARY BUSINESS

OF THE

PROVINCIAL COURT

1649/50—1657

PUBLISHED BY AUTHORITY OF THE STATE, UNDER THE DIRECTION
OF THE MARYLAND HISTORICAL SOCIETY

WILLIAM HAND BROWNE

Editor



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ROOMS OF THE MARYLAND HISTORICAL SOCIETY,

BALTIMORE, *November 2, 1891.*

To the Maryland Historical Society:

GENTLEMEN:

We have now the honor to submit the Tenth Volume of the Maryland Archives, being the second volume of the records of the Provincial Court.

Respectfully,

HENRY STOCKBRIDGE,
BRADLEY T. JOHNSON,
CLAYTON C. HALL,
Committee.

PREFACE.

The present volume, being the second of the Provincial Court series, continues the record without any manifest break down to 1658. The rule of the commissioners under Parliament, after the battle on the Severn and surrender of Stone, is marked by proceedings against the Catholics, several of whom make confession of their faith in open court, and are fined, ostensibly on the ground of complicity with Governor Stone in his endeavor to hold the Province for the Proprietary.

There is here the same remarkable absence of crimes of violence that we noticed in the former volume. There are but two cases of homicide one of which was by Indians, and in the other, the evidence hardly seems to warrant the conviction, though the culprit, Dandy, no doubt, richly deserved hanging, if not for the murder of his servant, at least for the murder of the Indian recorded in the previous volume; and it would have been an economy had he been hanged then.

On page 374, and elsewhere, there are references to allowances of tobacco "out of the Dutch customs." The act of 1649 provided that all tobacco shipped in Dutch bottoms to any other than British ports should pay to the Proprietary a duty of ten shillings per hogshead. Of this revenue one-half was to be applied to paying claims for services rendered in recovering the Province from Ingle's brigands.

On page 336 we find one Symon Groves of New England designating himself as a "tobacco-roller." This would seem to be one whose business it was to roll casks of tobacco from the plantations to the landings; which was done by fitting the cask with an axle and a pair of shafts. Old "rolling-roads" still exist in some parts of the State, bearing witness to the excellence of colonial coopers.

One of the oddest records is a formal agreement, or articles of courtship, entered into between Peter Sharpe, the stepfather of Elizabeth Gary, and John Harwood. It appears that the party of the second part was an old suitor of Elizabeth, but had not found favor in the eyes of her parents, upon which he let his tongue wag rather too freely, and an action of defamation was brought. To hush all scandal, the parties indent that the damsel is to be removed to neutral ground, and that there the said Harwood is to have full liberty to tender his affections and press his suit in honorable fashion, one or more of the neighbors, however, being present all the time; and the said Harwood paying the

board and lodging of the said Elizabeth during the siege, whatever the result. The party of the first part also covenants that during the specified time he will not use any persuasions or influence to the suitor's disadvantage. Harwood, on his part, covenants that if he cannot win Elizabeth in the prescribed six weeks, he will release her from all former promises and foreswear her company forever. He also covenants that if his suit is successful, he will never in all time to come cast up to Elizabeth any former passages between them, under penalty of losing all control over her estate. And it is further stipulated that Harwood is to pay his own charges in the suit, and those of the plaintiff as well, if he marries Elizabeth, otherwise she is to bear her own charges; with which article this Pacification of Patuxent concludes.

NOTES.

- Page 15, line 43. "Country duties." Some ailment; perhaps malarial fever.
- Page 17, line 23. Gap in original.
- Page 22, line 16. "pound p pound," *sic*.
- Page 25, line 2. The character which looks like *r* may be &.
- Page 28, line 32. "way" for "was."
- Page 29, line 18. Gap in original.
- Page 71, line 36. The original is torn.
- Pages 72 and 73. Words in brackets supplied from L. O. R. copy.
- Page 80, line 8. Parenthesis interlined in original.
- Page 86, line 3. Defect in original.
- Page 100, line 10. This seems to be part of an answer from the Council to a communication of the Kent Islanders.
- Page 117, line 10. "Sedo," contraction for "sextodecimo."
- Page 117, line 13. "Bull segg," a bull castrated when old.
- Page 118, line 34. Word illegible in MS.
- Page 134, line 36. "Ar," i. e. *armigerum*, "esquire."
- Page 163, line 30. The scribe has made wild work of Dr. Wade's learned terms: it should read "phlebotomy with diaphoretics and sudorific cordial, and corroboratives."
- Page 163, line 35. "Dormytine" for "dormitive."
- Page 171, line 23. Words missing in original.
- Page 173, line 1. "21th," *sic*, for "21^y."
- Page 178, line 31. "servants," *sic*.
- Page 187, line 40. Many of these marks are made upside down because the signer did not turn the book.
- Page 209, line 6. "may with safety" for "may consist with safety."
- Page 215, line 15. This name is so written in original.
- Page 225, line 8. Original torn.
- Page 227, line 2. "Cersey" for "Kersey."
- Page 235, line 27. "hind not" for "hinder not."
- Page 241, line 34. "the plunder," i. e. the "plundering time," as the raid of Ingle's brigands was usually called.
- Page 262, line 13. "we my," *sic*.
- Page 264, line 38. "Allder" for "Anther."
- Page 267, line 45. "to made" for "to be made." An instance of early brick-making.
- Page 273, line 11. The figures seem wrong; but *sic*.
- Page 276, line 18. "St. Clare's" for "Sinclair's."

- Page 283, line 15. Omission in original.
- Page 283, line 26. "paupuss," *i. e.* pappoose.
- Page 287, line 22. "country," perhaps for "countryman."
- Page 291, line 17. "Ut sequut^m" for "ut sequitur."
- Page 292, line 12. "lockorume," *i. e.* lockram, a coarse linen stuff.
- Page 299, line 21. "St Wiailmone," *sic*, for "William Stone," by some mysterious confusion of the scribe.
- Page 302, line 22. "ballance" for "valance."
- Page 311, line 11. "Iⁱⁿ" for "I^t."
- Page 314, line 10. "1656" for "1653."
- Page 317, line 9. "Dymycasters," *i. e.* demi-casters, some kind of hat.
- Page 345, line 37. "Dutch custom." See Preface.
- Page 346, line 31. "confutacōn" for "consultation."
- Page 379, line 12. Gap in original.
- Page 403, line 37. "dd," *i. e.* "delivered."
- Page 419, line 37. "when y^t the age." Something omitted in original.
- Page 435, line 19. "&" for "as."
- Page 444, line 16. This Mrs. Hawley was the widow of Jerome Hawley, one of the commissioners joined with Leonard Calvert.
- Page 454, line 9. "should the heifer," perhaps "sold the heifer."
- Page 490, line 21. "turn," *i. e.* round trip.
- Page 503, line 21. The asterisks replace a word too coarse for publication.
- Page 505, line 19. "und administered." Probably "unadministered."
- Page 509, line 28. *Vide King Lear*, Act III, sc. 4.
- Page 521, line 18. "beate their victuals," *i. e.* pound corn in a mortar.

COURT AND TESTAMENTARY
BUSINESS.



At a Court held at St Maries } Present Governor
26^o ffebruary 1649 } Secretary

Liber A.
p. 320

Mr Jo: Hallowes plte } The hearing of this Cause having beene
Georg Manners def^t } respited ever since 15^o Novembr last The
defend^t alleadged hee had since then severall times attended
the Court to make it appeare hee had fully satisfied the plte.
And the plte nor any for him appearing to psecute It is
ordered that the pltes suite bee dismissed for want of psecucōn
with 100^t Tob: damages for the defend^{ts} attendance at severall
Courts.

Hugh Lee plte } The hearing of this Cause is further respited p. 321
Lt Wm Lewis def^t } till the next Court.

Georg Manners plte } The def^t not appearing It is ordered that
Paul Simpson def^t } the Tobacco & debts attached by the Sheriff
remayne lyable, by vertue of the Attachm^t, to the pltes demand,
till further Order.

Georg Manners plte } The defend^t nor any on his behaulf ap-
Capt Edw: Hill def^t } pearing It is ordered that the 2 Cowes and
goods attached remaine lyable by vertue of the Attachm^t, to
the pltes demand, till further Order.

ffr Vanenden plte } The defend^t nor any for him appearing
Nathaniell Pope def^t } It is ordered that the goods attached remaine
lyable, by vertue of the Attachm^t, to the pltes demand till
further order.

Willm Smoote plte } Vppon the mocōn of Willm Smoote,
Mr Cuthbt ffenwick def^t } and pvsall of an order of the 15th of No:
last and severall other Orders made concerning the matter in
question, the said Smoote alleadging that in psecucōn of the
said Order of the 15th of November last, hee and Willm
Stephenson in the said order named had beene several times
to search for and veiwe the Cowe in the same order men-
cōned but could not find her, craved the benefitt of the said
former Orders, And m^r Secretary declaring hee did not con-
ceive the oath of John Sturman to bee a sufficient Evidence in
respect it did not appeare thereby whether the said Cowe were
the Cowe in question or not. And it appearing to the Court

Liber A. that the plte had very hard measure to bee dispōssed of the said Cowe in an illegall manner, and yet bee put to the charg and trouble of severall long Journeyes to search and make prooffe concerning her It is Ordered that the Sheriff or his deputy is to deliver the said Cowe and her increase into his possession where shee is to remaine till the Court see cause otherwise to determine thereof.

Oct. 20th 1640 M^d I doe acknowledg myself indebted to Tho: Weston of Virginia merchant the some of 166^t of Tob: to bee paid vppon demand by mee
Giles Brent

M^{rs} Margaret Brent Attorney of Cap^t Giles Brent maketh oath that shee did really and bona fide pay the 166^t of Tob. mencōned in the Bill aboue written to M^r Westons vse not long after the same became due And this shee deposeth to bee true without any fraude guile or indirect intencōns or reservacōns whatsoever.

William Stone Esq^r the p^rsent Governor who claymeth right to the said M^r Westons Estate being satisfied vppon the Oath aboue written that the said debt is paid. delivered vpp this day the originall Bill aboue recorded to the said M^{rs} Brent to bee cancelled

The Court rising the Governor appointed the next Provinciall Court for this County of S^t Maries to be held the 12th of June next.

ffebr 25^o 1649 This day came L^t Willm Evans and acknowledgeth himself to haue given vnto Andrewe Tompson the sonne of Willm Tompson of little Brittain late deceased one 2 yeare old Heyfer W^{ch} hee bought of Margarett Brent gent the Attorney of Cap^t Giles Brent (as by the Bill of Sale appeareth bearing date 10^o Jan: 1649) marked of Coulor black with blackish Hornes with a great deale of White vnder her belly, Cropt on both Eares, being one of the foresaid Cap^t Brents stock And hee further acknowledgeth to haue given vnto the said Andrewe All the ffemale Increase of the said Heyfer (the Male to bee to the said L^t Evans vse in part of satisfaccōn for the good nutriture & educacōn of the said Andrewe during his Minority) from this day forever, towards the advancem^t of his porcōn. As witnes his hand this 25th ffebr 1649
William Evans

Recognit coram me Willm Bretton

P. 324 Mrs. Marg: Brent on the behaulf
of Mrs Eure plte Anthony
Rawlins defendt

} Whereas by order of Court of the
first of June last made in this Cause
some question was made touching
a Heifer bought by this def^t of Willm Hardwich Concerning

w^{ch} the said def^t at the request of his Lopps Attorney maketh Liber A.
oath That hee doth not knowe that the Heifer in the said Order
mencōned came of the said M^{rs} Eures stock or that she hath
any right or title therevnto but hath heard and verily beleiveth
it came of Thomas Sturmans stock

Jurat 17^o die ffebr 1649 coram me
Willm Stone

Whereas by order of the first of June last it was ordered that
Willm Hardwich should pemptorily prove his right and title to
a Heifer then in question betweene M^{rs} Margaret Brent &
Anthony Rawlins or in default thereof the Court would
adiudg the same to bee M^{rs} Eures The said Willm Hardwich
maketh oath That hee never sold any beast to w^{ch} (soe farr as
hee knoweth) M^{rs} Eures had any right or title or was of her
stock, saving one beast supposed to bee M^{rs} Evres sould by
him to Anthony Rawlins, w^{ch} Governor Calvert demanded of
the said Anthony and compelled him this depōnt to repay the
Tobacco to the said Anthony w^{ch} hee the said Anthony had
formerly paid to this depon^t for the said Beast And this depon^t
farther deposeth that the other Heifer w^{ch} this depon^t sould the
said Anthony and w^{ch} hee conceiveth to bee the said Heifer in
question, hee this depon^t had of Thomas Sturman his ffather
in lawe w^{ch} hee verily beleiveth came of his said ffather in
lawes stock and not of the said M^{rs} Eures soe farr as this depon^t
knowes

Jurat 18^o die ffebruary 1649 coram me
Willm Stone

11^o ffebr intr June 20th 1649 Be it knowne vnto all men p. 325
by these p^rsents that I Phillipp Land of the Province of Mary-
land gent doe hereby make over and deliver vnto Willm Bretton
of the Province aforesaid gent All lands goods debts already
made or what shalbe hereafter made from the day of the date
hereof vntill the tenth of June next in the yeare 1650, as also
all ffees due any wayes to mee by my Office of Shereiffalty as
also all my Neate Cattell & Hoggs to the sole vse of him the
said Willm Bretton his heires or Assignes. Provided that if the
said Willm Bretton shall not bee any wayes dampnified by
standing ingaged for the said Phillipp Land in the some of
50000^l Tob. as appeares vppon Record, That then the said
Willm Bretton shall vppon the 25th of March next repossesse
the said Phillipp Land of all his knowne Estate already made
over and delivered But if contrary, this Obligacōn & deede is
to remaine in full force & Vertue

Teste Roland Maes his marke

Phillip Land

Liber A.
p. 326

Whereas I Charles Rawlinson am informed that ffrancis Brookes maketh some clayme to a Cowe w^{ch} not long since I sould to M^r John Hallowes and w^{ch} about 2 yeares since I received of M^{rs} Margaret Brent in part of satisfaccōn of my wages as one of the ffort Souldiers I doe here vppon my oath depose that when I received the said Cowe of M^{rs} Brent shee was of his Lopps Marke, and also of his Lopps stocke for ought I knowe to the contrary, and that the mark of the said Cowe was never altered at the Crosse or elsewhere by mee or by any other (soe farr as I knowe) nor never had any other marke then the marke shee had when I soe received her as aforesaid (soe farr as I knowe) nor never belonged to James Cauther or ffrancis Brookes to the best of my remembrance, or soe farr as I knowe or ever heard, otherwise then by the clayme the said Brookes nowe (as I heare) makes vnto her before meconed And further deposeth not

Charles Rawlinson

Jurat coram mē 6^o Marcij 1649

Tho: Hatton

Charles Rawlinson maketh oath that about 2 yeares since (as this depon^t remembers) Thomas Waggate comeing to the Crosse House, there informed M^{rs} ffenwick then wife to M^r Cuthbert ffenwick that there was a Cowe and a Calf at St Ingoes ffort that belonged to Cap^t Cornewalleyes w^{ch} was disposed of as one of his Lopps, or to that effect, wherevppon at the said M^{rs} ffenwicks request this depon^t and the said Waggate did fetch the said Cowe & Calf from the said ffort to the Crosse House, and that the said Cowe hath ever since remayned in the possion of M^r Cuthbert ffenwick as this deponent taketh it, being the same (to this depon^{ts} best remembrance) w^{ch} this morninge Willm Smoote veiwed in this depon^{ts} presence at the Crosse House, and whereto hee layeth clayme as the said Smoote informed this depon^t W^{ch} Cowe when this depon^t soe fetched from the said ffort as is before mencōned (to this depon^{ts} best remembrance) was cropt on the left Eare short and vppon the right Cropt somewhat long and two slitts in the Cropp And this depon^t doth not knowe that the said Cowe did ever belong to his Lopp or was any of his stock, nor to whom the said Cowe did or doth pply belong And this depon^t further deposeth that soe farr as hee remembreth the foremencōned Calf of the said Cowe was marked of Cap^t Cornewalleys Marke after it was soe brought from the ffort as aforesaid, but whether it bee nowe in M^r ffenwicks pōssion or yet living this depon^t cannot depose And this depon^t never did alter the Marke of the said Cowe nor doth knowe

that ever her Marke was altered or changed And further Liber A.
deposeth not

Charles Rawlinson

Jurat 6^o Marcij coram me
Tho: Hatton

due vnto John dandy for worke done for Paul Simpson and
Appamattick folke, w^{ch} work I the said Paul Simpson doe
acknowledg to haue received of John dandy witnes my hand
this 24th day of August 1649 w^{ch} doth amount to 723^t of Tob.
with Cask w^{ch} I the said Paul Simpson doe binde my self to
pay vnto the said dandy or his Assignes

Paul Simpson

Witnes Tho: Maidwell

An Execucōn was granted out vppon this Bill (according to
the Order of Assembly for the Smithes pay) 6^o Marcij 1649

Mr Hatton

p. 327

These fewe Lynes are to certify you that wee both of vs
John Ashley & John Tragare doe acknowledg a Judgm^t of our
debts due vnto Mr Nicholas Gwither being two Bills one of
150^t of Tob. & Cask and the other of 218^t of Tob & Caske as
witnes our hands the 8th day of ffebruary 1649

witnes

The marke × of John Ashley

Willm Eltonhead

The marke × of John Tragare

To all people vnto whom this p^rsent writing shall come greeting
in o^r Lord God everlasting knowe ye that I John Thimbleby
and Willm Browne in the Province of Maryland Planters haue
elected & chosen and in o^r stead & place especially ordeyned
& constituted & appointed our trusty & welbeloved freind
Georg Manners of the same Province Planter our true & law-
full Attorney to aske gather recover for vs and in o^r name and
to o^r vse onely all such sōmes of Tob: as are of right ought to
bee due vnto vs the said John Thimbleby & Willm Browne
from John Hollis of Appomattocks Trader, giving as full
power vnto our said Attorney as in vs lyeth to arrest sue
implead & imprison the body goods or chattells of the said
John Hollis or to take any other course for the recovering
thereof that the Lawes of this Province will allowe him In
witnes whereof wee the said John Thimbleby and Willm
Browne haue herevnto put our hands the 4th of ffebruary in
the yeare 1649

witnes W^m Whittle his Marke

Jo: Thimbleby
Willm Browne

Liber A. 23^o die April Anno dni 1649 This Bill bindeth mee Wilm
 Tompson mee my heires execut^{rs} or Assignes to pay or cause
 to bee paid vnto Ralph Beane his heires or Assignes the iust
 some of 3500 waight of good merchantable Leafe Tobacco
 with Caske to bee paid vnto the said Ralph Beane at or vppon
 the 10th of November next ensueing the date hereof In witnes
 whereof I haue herevnto sett my hand the day & yeare aboue
 written W^m Tompson
 Rowland Sissill
 Tho: Thomas

March the 1. 1649

This Bill bindeth mee Walter Pakes my heires execut^{rs} Adm^{rs}
 or Assignes to pay or cause to bee paid to Walter Beane his
 heires or Assignes the iust some of 2790^l of sound merchant-
 able Leafe Tob: with Cask, And for his better security I binde
 over my plantacōn houseing moveables & vnmmoveables, cattell
 with all other things that is nowe in my possion And doe
 deliver the same in the p^rsents of vs whose names are here
 subscribed There is more due five pounds of Beaver
 Testes Rich: Nevett. Rowland Sissill Walter Pakes

This Bill bindeth mee Walter Guest my heires or Assignes
 to pay or cause to bee paid vnto John Treleague his heires or
 Assignes the full & iust some of 200^l of Tob: to bee paid at or
 vppon the 20th day of November next ensueing the date hereof.
 Witnes to the trueth hereof I haue hereto sett my hand this
 first day of ffebruary 1649

The marke of Walter Guest
 witnes Henry Bishopp

Knowe all men by these p^rsents that I Phillipp Land confesse
 my self to bee indebted vnto John Vnderhill his heires Exec^{rs}
 or Assignes the full & iust some of 100^l of good Leafe mer-
 chantable Tob: in leafe due to bee paid at or before the 10th
 day of November next ensueing the date hereof As witnes
 my hand this 20th day of december 1649 Phillipp Land
 Witnessed by vs here vnder written
 Robt Wiseman

Be it knowne vnto all people to whom this p^rsent writing
 shall come before That I Richard Browne doe hereby consti-
 tute & appoint my welbeloved ffreind Georg Manners to bee
 my true & lawfull Attorney in all Causes Whatsoever in as
 full power as any Attorney ought to haue As witnes my hand
 this second day of ffebr 1649

Test Jo: Wade

Rich: Browne

March the 6th 1649. I Phillip Land doe appoint L^t Rich: Liber A.
Gwither to bee my true & lawfull Attorney in all respects
whatsoever with as full power as any Attorney ought to haue,
and I doe by these p^rsents disallowe & acquitt all former Lres
of Attorney by mee granted to Geo: Manners or any body else
Witnes my hand the day & yeare aboue written
Teste Tho: Hatton Phillip Land

Mr John Pile his Marke for cattell & Hoggs viz: Cropt on p. 328
both Eares and the left Eare slitt in the Cropp

Luke Gardiner his Mark for Cattell & Hoggs viz. The left
Eare slitt, and the right Eare also slitt and the vnder half cutt
straight of from the bottome of the slitt.

John Nevill his Marke for Cattell and Hoggs viz: the right p. 329
Eare slitt and the left vnder-keeled

Thomas Munnes & Elkenath Bourne Seaman vppon their p. 331
Oathes depose & say as followeth viz: That about 7 daies agoe
they being imployed by Mr Richard Husbands Marriner for
that purpose did receive of John Jarbo of the Province of
Maryland 2 HH^{ds} of Tob: for Raphe Beanes vse W^{ch} they did
soe receive of the said Jarbo for good merchantable Tob: in
Leafe And that vppon the Receipt thereof as aforesaid they
these depon^{ts} rolling the Tob: thence the head of one of the
said HH^{ds} fell out, it being then darke, and the next morning
these depon^{ts} found the Tob: in the head of the said Caske soe
open as aforesaid to bee much of it ill condico^{ed} durty wett
Tobacco, the stalkes & leaves mingled together. Wherevppon
the said Jarbo offered to give soe much good Tobacco as the
said Stalkes and faulty Tob: came to in waight. And these
depon^{ts} then opening the said other Hogshead found it to bee
in like manner faulty as the former And further these depon^{ts}
say that both the said Hogsheads of Tob: being packed anewe,
the said Stalkes & faulty Tob: being taken out did but make
vpp one full Hoggshead and about 6 or 7 ordinary bundles
over and aboue And further doe not depose

Vterq. Jurat 20 die ffebr 1649 coram nob:
W^m Stone: Jo: Price. Tho: Hatton

To his loving Cozen Mr John Pott at Goulden Quarter
in Virginia these p^rsent

Cosen John Pott Vppon Receipt of this my Note deliver
vnto the Bearer hereof Mr Thomas Hatton or his Assignes a
good Milch Cowe to give him and his ffamily Milke. Which
Cowe I doe freely give vnto his sonne Thomas Hatton to begin

Liber A. him a Stocke of Cattell (if hee bee living when hee comes into the Contrey And soe lett it bee Recorded accordingly. And this my Note with M^r Thomas Hatton his Receipt shalbe yo^r discharge for the same As Witnes my hand this 5th of September 1648

p me ffrancis Pott

The deed of Guift aboue written is a true Coppy of the Originall All of Cap^t ffrancis Potts owne handwriting

Ita testor Tho: Hatton Secr.

p. 332

De Anno 1650

25^o Marcij 1650

Sworne 19^o January

} The Governor this day appointed L^t Nicholas Gwither (having formerly taken his Oath for the executōn of that Office) to bee high Sheriffe of the County of S^t Maries for this yeare beginning this present 25th day of March Anno dni 1650

William Stone

19^o April 1650 John Medley demandeth an alloweance out of the Custome for 2 hh^{ds} of Tob: delivered to Cap^t Price for Go: Calverts vse in S^t Tho: ffort as the said Cap^t Price acknowledgeth.

p. 333

3^o Junij Daniell Clocker his Marke for Cattell & hoggs viz: 2 slitts in each Eare and the foremost peice cutt off the slitt being left to bee seen on the Eares.

p. 334

The Deposicōn of Joseph Edlowe sworne and Examined the 16th day of Aprill Anno D^m 1650. Saith as followeth, viz:

That about a weeke before his death M^r Robert Wiseman late of S^t Maries in the Province of Maryland deceased Vppon this deponents request (pceiving him to bee a man not likely to live long) that hee would make some settlem^t & disposicōn of his Estate or to that effect, desired him this depon^t to take that Estate w^{ch} hee the said Wiseman had into his possion and to manage it the best way hee could for the satisfaccōn of his the said Wisemans debts And if any Overplus remayned hee desired it should bee imployed and disposed of to the best for the vse of his sonne John Wiseman or Words to that effect And hee this depon^t further deposeth that hee doth not knowe that the said M^r Wiseman made any further or other disposicōn of his Estate before his death then what is before rehearsed. And further this depon^t saith, that by reason of some Ingagem^t wherein this depon^t stands bound for the said M^r Wiseman and otherwise hee conceives himself to bee one of the greatest Credidors of the said M^r Wiseman who was heretofore this depon^{ts} Mate

Jurat die & Anno Sup dict coram me Tho: Hatton

5^o Junis An Administracōn is this day granted to Joseph Edlowe of the Estate of Mr Robert Wiseman deceased vppon his Oath made to pforme the decedents Will expressed in the deposicōn aboue written; exhibite a true Inventory by Michās next vnles &c to give a perfect Accompt &c
Tho: Hatton

27^o January Anno 1649 Be it knowne vnto all men by these p^rsents that I Henry Hooper of S^t Inagoes in the Province of Maryland Surgion being in perfect sence & memory doe freely give and dispose vnto Raphe Crouch of the afore-said S^t Inegoes in the Province of Maryland all my Bills debts and personall Estate whatsoever. Nevertheles with this Proviso That therewith after my decease all my debts bee first discharged And what shall remayne to bee employed in such pious vses, as the said Raphe Crouch shall best thinke fitt
In the presence of John Howard Robert Taylor.

The deposicōn of John Howard about the age of 22^{ty} yeares p. 334
servant to Tho: Copley Esq^r taken the sixt day of ffebr 1649
Sworne & examined saith

That the aboue named Henry Hooper being of sound and perfect memory in this depon^{ts} Judgm^t did the day and yeare first aboue mencōned make such disposicōn of his Estate as is aboue expressed And further saith not

Jurat coram me Tho: Hatton

The deposicōn of Robert Taylor (servant to Tho: Copley Esq^r) aged about 22^{ty} yeares taken the sixt day of ffebruary 1649 Sworne & examined

deposeth vppon his Oath the same in every respect w^{ch} the aboue named John Howard hath here aboue deposed And farther saith not

Jurat coram me Tho: Hatton

19^o April Walter Beane demandeth an alloweance out of the Custome for a 5 yeare old steere 3 barrells of Corne & 1 hh^d of Tob: delivered to Cap^t Price for Go: Calverts vse in S^t Thomas ffort and w^{ch} the said Cap^t Price acknowledged hee had received for the vse aforesaid

6^o Junis 1650 An Administracōn is this day granted to Mr Raphe Crouch of the Estate of Mr Henry Hooper deceased vppon his oath made to performe the Will annexed, to exhibit a true & perfect Inventory by Michās next vnles &c to give a perfect Accompt when required &c. 4^o January further till 1^o Marcij

Liber A. The deposicōn of William Boreman aged about 20^{ty} yeares Sworne and examined at S^t Maries in the Province of Maryland the 28th day of May 1650. Saith

That about the yeare 1645. hee this depon^t being aboard a certaine Pynnace (then riding in S^t Inegoēs Creeke) wherein were certaine Clothes, bedding and some other goods (of great value as this depon^t beleiveth) belonging to M^r Cuthbert ffenwick, who then imployed Andrewe Monroe as Master of the said Pynnace And the said Andrewe having beene then sent to by the said M^r ffenwick to bring the said Pynnace into the Creeke by the Crosse House Where M^r ffenwick then dwelt refused soe to doe but stayed where hee then ride with the said Pinnace as aforesaid till M^r Richard Ingle came into the said Creeke with his Shipp who seised vpon or plundred the said Pynnace and all the goods therein, the said Monroe making noe resistance but rather (as it seemed to this depon^t) willingly consented therevnto, who therevpon was imployed by the said Ingle in the late Warrs by him raised against the Govern^t of this Province. And did vpon that designe beare command in another Pynnace then belonging to Cap^t Tho: Cornewallis, all or most of the time the said Ingle then stayed in the Province, and more particularly at the taking & plundring of M^r Copleyes House at Portoback Where this depon^t was (amongst others) taken and brought downe Prisoner to S^t Maries in the said last mencōned Pynnace wherein the said Monroe then had command as aforesaid

Jurat die & Anno p^rdict coram me Tho: Hatton

These p^rsents witnes that I James Johnson of Poplar Hill in the Province of Maryland and County of S^t Maries Planter (According to an Agreem^t lately made betweene mee the said James Johnson and M^r Thomas Hatton his Lo^{pps} Secretary of this Province on the behaulf of Barbara Hatton his Kinswoman touching a Marriage then to bee had and solempnized betweene mee the said James Johnson and the said Barbara. W^{ch} marriage hath since taken effect and beene solempnized) Haue and doe hereby in consideracōn of the said Marriage give grant make over confirme and deliver vnto the said Barbara my nowe wife and to her vse as a Jointure in case she happen to survive mee the said James Johnson my nowe dwelling House and Plantacōn at Poplar Hill aforesaid, as also fower Milch Cowes namely one redd Cowe called Cherry, another called Nancy another called the wild Heifer and another called the doctors Cowe nowe all marked with my owne proper Marke together with all and every their female Increase to bee all of them marked with some distinct marke of hers the said Barbaraes. Provided that if it shall happen

that my said Wife doe surviue mee having Issue by mee the said James Johnson or being with child at my death shee is onely to haue the free vse of all and every the Premisses during her life, and that after her death, they shall remayne to the vse of such eldest sonne as it shall please God I may haue by my said wife, but if such eldest sonne shall happen to dye before his age of one & twenty yeares then to such other sonne of myne by her the said Barbara as shall first attaine to the said age, and for want of Issue male then to such daughter as shall first attaine to that age or bee marryed And for want of such Issue then to the sole & proper vse of my said wife soe surviving mee as aforesaid her heires Executors & Assignes for ever Witnes my hand this last day of May Anno dni 1650
James Johnson

signed & delivered In the p^rsence of

Tho: Hatton

Margaret Hatton

×

her Marke

3^o Junis William Hungerford his Marke for cattell & Hoggs viz: Cropt & holed on both Eares. p. 336

Arthur Turnor his marke for cattell & Hoggs viz: Cropt and two slitts in the Cropp on both Eares.

John Harwood his Marke for cattell & Hoggs viz The right Eare flower deluced, and the left cropt and vnder keeled.

John Courts his Marke for Cattell & Hoggs viz: The right Eare cropt and holed and the left Eare slitt and half taken away behinde and a hole vnderneath in the middle of the Eare.

ffrancis Pope his Marke for cattell & Hoggs viz: The right Eare swallowe forked, and the left slitt & half taken away behinde.

Richard Smith his Marke for Cattell & Hoggs viz: The left Eare cropt and holed, and the right slitt downe, and the half before and a little peice behinde taken away

5^o Junis May 24th 1650. Knowe all men by these p^rsents that I Walter Guest of Newtowne in the Province of Maryland Planter In consideracōn that Willm Johnson of S^t Georges Hundred in the Province aforesaid Planter hath bound himself for mee and my onely vse and passed Bill or Specialty therefore vnto John Medley of Newtowne Planter to the value of 2000^l of Tob: and Caske I the said Walter Guest doe hereby

Liber A. and by these p^rsents binde make over and deliver vnto the said Willm Johnson or his Assignes for his better security all my cropp w^{ch} I shall make planttend or bee possessed of both Corne Tobaccoes and all other p^rvision or Provisions whatsoever in John Medleyes Plantacōn or elsewhere to the sole vse of him the said Willm Johnson or his Assignes as aforesaid In witnes of which delivery and for due performance of the said delivery and Contract for security I haue herevnto sett my hand the day & yeare abouewritten.

Signed & deliv^red in p^rsence of me

Willm Bretton.

The marke of
Walter × Guest

Matthias Bryan his Marke for Cattell & Hoggs viz: The left Eare cropt and 2 slitts in the Cropp and a hole in the right Eare.

2^{de} April 1650. This day came Thomas Greene Esq^r and acknowledged himself to haue given vnto his sonne ffrancis Greene one blackish browne Cowe comonly knowne by the name of Mopus, slitt on the right Eare, and the left vnderkeeld, with all her Increase for ever towards the raising him a porcōn. And one other browne Cowe knowne by the name of Bobb vnto his sonne Thomas Greene in liewe of another Cowe of his disposed of lately by my self.

Tho: Greene

Ita testor Tho: Hatton

April 26^o 1650. Memorand that I ffrancis Brookes of S^t Maries doe hereby assigne over vnto Cap^t Willm Stone Esq^r (in consideracōn of a debt from mee oweing vnto the said Cap^t Stone) Eighteene Hundred pound waight of Tob: and Cask vppon all or any of the Burgesses of this Assembly w^{ch} hee shall make choise of and desire for soe much as any of them are indebted to mee for their particular expences during this Assembly

Witnes my hand

The Marke of
ffrancis Brooks

Witnessed by mee Willm Bretton

27^o April 1650 ffrancis Vanenden bindeth himself in the first place to pay vnto Barnaby Jackson 1500^l of Tob: and Caske next to Walter Beane 1000^l of Tob: and Caske, and to John Halfhead 1000^l of Tob: & Caske out of the Tobacco due to him for Ordinaries this p^rsent Assembly w^{ch} hee hereby maketh over for security of paym^t of the said severall debts before mencōned respectively

ffrancis Vanenden

Ita testor Tho: Hatton

These p^rsents doth testify that I Leonard Calvert Esq^r doe
binde my self to deliver or cause to bee delivered vnto Joane
Tompson for the vse of Thomas Butler deceased his Children
two Cowe Calves of three monethes old some time in June
next after the date hereof Witnes my hand this tenth of ffeb-
ruary 1646

Liber A.
p. 337

L: Caluert

At a Court held at S^t Maries }
18 die April 1650 } Present { Governor
Secretary
Cap^t Robert Vaughan

Humfry Tabb p^lte }
Benedict Pearse and } The said def^{ts} being apprehended by the
William Allen def^{ts} } Sheriff by vertue of the Governors Warrant
as Runawayes vppon theire exaiacōns this
day severally confessed that the said Benedict Pearse was
servant to one John Taylor, and that Willm Allen was servant
to Bartholmewe Wethersby in Virginia And it appearing by
Sir William Berclayes Lre that the said Humfry Tabb had
power to remand them It is therefore ordered that they bee
delivered into the custody of the said Humfry Tabb to bee by
him returned to theire severall Maisters together with a Boate
seised on by the Sheriff in theire possions and belonging to
the said Weatherby the said Tabb satisfieing what is due to
the Sheriff for executing the said Warrant

At a Court held at S^t Maries } p^rsent { Governor Secretary
19^o die April 1650 } { M^r Greene M^r Pile
Cap^t Price

Mr John Trussell p^lte }
Walter Pakes def^t } The p^lte complayneth against the defend^t
for detayning from him a Boy heretofore
taken by the Indians in the last Massacre in Virginia and by
them since those Warrs returned back to bee p^rsented to Sir
W^m Berclay Governor there who was pleased to give the said
Boy to the said M^r Trussell. The defend^t appearing vppon
the Governors spiāll warrant, denyed that hee detayned any
Boy of the p^ltes but said that the Boy in question was his the
def^{ts} owne child taken from him by the Indians the last Mas-
sacre in Virginia where hee then dwelt, Wherevppon the def^t
produced his testimony being as followeth

Hugh Lee aged 41 yeares or thereabouts sworne & examined
saith that about the later end of August 1647. Walter Pakes
his wife being at the House of James Claughton deceased,
there was a Boy that M^r John Trussell was a carrying home
that had beene a Captive amonge the Indians and at this time
was troubled With the Contry duties, and the foresaid Pakes
his wife did vndertake in the p^rsence of this depon^t Willm

Liber A. Raynolds and Thomas Hails that her husband should cure the aforesaid Boy and shee would returne him againe as soone as the Boy was cured, and M^r Trussell by Agreem^t was to pay Walter Pakes his wife 100^l of Tob. And further saith that when the said Pakes wife was questioned by M^r Trussell what power shee had to make any such Agreem^t shee made answere that shee had a Lre of Attorney from her Husband to doe any busines whatsoever. And further saith not

Hugh Lee

William Raynalds aged 42 yeares or thereabouts sworne and examined saith that the abouesaid deposicōn is the reall truith, onely this depon^t remembreth that Walter Pakes his wife was to returne the abouesaid Boy within a moneth or 6 weekes at the furthest and further saith not W^m Reynalds

Thomas Hails aged 39 nyne yeares or thereabouts sworne & examined saith That both the abouesaid deposicōns is the reall truith. And that the woman abouesaid was soe importunate that M^r Trussell could not bee ridd of her till shee had the aforesaid Boy and shee promised to bring him over againe within a moneth or six at the farthest. And further saith not

Tho: Hails

Jurat coram Jo: Mottram
Tho: Speke

vppon pvsall & consideracōn of w^{ch} deposicōns, and it being alleadged by the p^lte that the def^t had before lived sometime in Virginia at the next House to the place where the said Boy was kept and never made any clayme vnto him as his owne or otherwise, w^{ch} the def^t was not able to disprove. And for that p. 338 Thomas Greene Esq^r one of his Lo^{pps} Counsell nowe p^rsent in Court averred that the def^t not long before Easter last had tould him that hee rather conceived the said Boy was the Child of one John Winchester, then his owne w^{ch} the defend^t confessed Though the Court bee very tender & circumspect of depriving any one of his Child if either by prooffe or probable circumstance it were made appeare Wherein the defend^t was defective And it further likewise appearing to the Court by the deposicōn of M^r John Pile taken in open Court that the def^{ts} wife had lately tould him that word had beene sent to M^r Trussell by her or her husband that if hee would pay 300^l of Tob: to the def^t the Boy should bee delivered to him It is therefore ordered that the def^t shall deliver the Boy in question to the p^lte The defend^t expressing in open Court hee desired noe satisfaccōn for keeping of him

April 19th 1650. I John Trussell doe hereby assigne and put over from mee my heires Exec^{rs} Adm^{rs} or Assignes all my

right title clayme or Interest of one Boy called by the name of Peter (w^{ch} by order of Court was awarded mee,) vnto Walter Pakes his heires Executors Adm^{rs} or Assignes Witnes my hand
John Trussell

The deposicōn of M^r John Pile one of his Lo^{pps} Counsell taken in open Court the 19th day of Aprill 1650 saith.

That not long since hee heard Walter Pakes his wife say that there was word sent either by her or her said Husband about a 12 moneth since (as hee remembers) to M^r Trussell of Checacone in Virginia that if hee would pay 300^t of Tob: or thereabouts to her said Husband or to John Sturman to her said Husbands vse the Boy nowe in question betweene the said Trussell and the said Pakes should bee delivered to him the said M^r Trussell if hee would fetch him or to that effect.

At a Court held at S^t Maries } p^rsent { Governor
22^{da} April. 1650 } Secretary
Cap^t Vaughan

Thomas Bradnock by Zachary Wade his Attorney p^{te} Edward Hudson def^t } The p^{te} sueth to bee releived for charges of Court by reason of a false oath taken by the def^t at a Court held in the County of Kent 24^o May last in a Cause betweene him the said Bradnock p^{te} and the said Hudson def^t adiudged against the p^{te} to the value of and damages as appeared by prooffe nowe p^{duced} The defend^t not denyeing the Offence It is therefore Ordered that the defend^t shall pay such charges of Court as shalbe made appeare was incurred by the p^{te} by Certiff^t from the Co^mander of Kent by October Court next.

March 22^{ty} 1649 Knowe all men by these presents that I Thomas Bradnox of the Isle of Kent in the Province of Maryland planter doe constitute & appoint my welbeloved freind Zachary Wade of the aforesaid place planter my true and lawfull Attorney at S^t Maries in the aforesaid Province in all Causes wherein I shalbe p^{te} to all effects & intents as any Attorney ought to bee In witnes whereof I haue herevnto sett my hand

Witnes Robt Vaughan—ffrancis Lumbard. Signd
Tho: Bradnox

The deposicōn of Edward Hudson aged 25 yeares or thereabouts taken in open Court this 23^{ty} of June 1649 Sworne & examined

Saith Being demanded where hee had a parcell of peese that

Liber A. hee had hid in m^r Bradnox Corne Loft, made answere that hee had made them out of his Cropp at goodman Munday, and carryed the like pcell of peese to m^r Bradnox his House, likewise being demanded where hee had a Kacke of Sope, this depon^t made answere that one Sepert gave it him. Likewise being demanded of him concerning a parcell of Shott that was likewise hid in the Corne hee made answere that hee had it of one Mauche a dutchman the quantity of three suites and the other was his owne, and being demanded where hee had a
 p. 339 bottell of Vinegar that hee had likewise hid in the Corne, this depon^t made answere that one Sepert give it him And further saith not.

Sign
 Edw: Hudson

Jurat coram nos
 Robt Vaughan. Phillipp Connor. Nichās Browne

The deposicōn of Sepert derrickson aged 25 yeares or thereabouts taken on the 28th of ffebruary 1649 Sworne & examined

Saith that Edward Hudson never had noe Soape of him, nor Vinegar neither and that it was falsely said of the said Hudson to say that hee had any such things of him and further this depon^t saith not

Jurat coram me Robt Vaughan

The deposicōn of Cornelius Cornelinson Van de Graft aged 22^{ty} yeares or thereabouts taken on the 1^o of March 1649 sworne & examined

Saith hee never gave Edward Hudson any powder or shott or any other thing in his life And further this depon^t saith not

Jurat coram me Robt Vaughan

p. 340 24^o Junis M^r Phillipp Land his Marke for Cattell & Hoggs viz: A Hole cut in the right Eare and vnderkeeld, and the Left Eare cropt and two slitts in the Cropp.

24^o Junis Knowe all men by these p^rsents that I ffrancis Brookes doe assigne over vnto Edward Hall two thousand waight of Tobacco and Cask of the said Leavy due to ffrancis Brookes from the Contry, the w^{ch} is for a bargaine of Cattell bought of Edward Hall In witnes hereof the tenth of June in the yeare 1605.

The marke of ffrancis Brooks

Witnes Jeffery Oliver
 the Marke of Georg Manners

24^o die Junis Anno 1650. Knowe all men by these p^rsents Liber A.
that I Edward Hudson doe wholly make over my Cropp of
Corne and Tobacco vnto Georg Manners for the full paym^t of
sixe hundred weight of Tobacco & Caske, the w^{ch} I doe
acknowledg the said Georg Manners to haue paid for me
Witnes my hand the day and yeare aboue written

Sigill Edward Hudson

Witnes Raphe Crouch

24^o Junis ffebr the 12th 1649. I John Vnderhill doe ap-
point my loving ffreind Georg Manners to bee my true and
lawfull Attorney in all Causes whatsoever with as much power
as my self In witnes herevnto I sett my hand the day and
yeare abouewritten

John Vnderhill

Witnessed by vs. Beniamin Cowell, Arthur Turnor

24^o Junis I Margaret Brent of S^t Maries haue appointed
and doe hereby constitute and appoint my loving ffreind
Georg Manners to bee my lawfull Attorney to demand sue
for and recover all debts goods or other dues belonging vnto
mee, my brother Giles Brent from any person or persons in
Maryland or to answeare any suites against any of vs aboue
named after notice from mee And whatsoever my Attorney
shall doe in the p^rmisses I doe hereby ratify and confirme
Witnes my hand this 13th of Aprill 1650

Witnes Mary Brent

Margaret Brent

24^o Junis Novembr 2^{do} 1646. These p^rsents witnes that I
Giles Brent of Maryland Esq^r haue made & appointed and
doe hereby constitute & appoint my loving Sister M^{rs} Mar-
garett Brent to bee my Attorney to demand sue for and
recover all debts goods & cattell appertayning to mee in
Maryland or due from any persons there vnto mee with full
power to give discharg for the sune received and to the said
effects to appoint & constitute any other party to bee my
lawfull Attorney And whatsoever either shee herself or any
other soe appointed by her shall doe concerning the p^rmisses I
doe hereby obleige my self to ratify Witnes my hand.

In the p^rsence of Richard Power, Mary Brent

Giles Brent

24^o Junis Knowe all men by these p^rsence that I Richard
Nevett doe constitute and make Georg Manners my true &
lawfull Attorney to prosecute and answeare the suite of Withm
Bruff and other Causes to end with as full power and authority
as I my self were there p^rsent Witnes my hand this third day
of June 1650

Sigill Richard Nevett

witnes Raphe Crouch

Liber A. 25^o Junis Robert Kadger his Marke for Cattell & Hoggs
viz: The left Eare cropt and two slitts in the Cropp. and the
right Eare slitt in the middle onely

25 Junis Willm Brough his Marke for Cattell & Hoggs
viz: The right Eare overkeeld and the left vnderkeeld

25^o Junis Humfry Atwick his Marke for cattell & Hoggs
viz: The right Eare cropt and the left vnderkeeld throughout
the Eare

25^o Junis Thomas White appointeth Georg Manners his
Attorney in all Causes in Court till hee shall otherwise declare

25^o Junis ffrancis Poesey appointeth M^r Richard Browne his
Attorney to psecute & defend all causes concerning him this
p^rsent Court on his behaulf

P. 34^r 25^o Junis M^r Edward Tompson doth desire & authorise
M^r Thomas Hatton his Lo^{pps} Secretary to recover and receive
for him from M^{rs} Margaret Brent or her Attorney the cattell
mencōned in an order of Court made this p^rsent 25th of June
betwixt him and the said M^{rs} Brent witnes his hand

Edward Thomson

Wittnes Mathew Stone

June 20th 1650 These p^rsents witnes that I William Bretton
of Newtowne Gent, haue sold and delivered, and by these
p^rsents doe sell deliver and make over one black Heifer about
two yeares old marked with my owne proper Marke viz: Over and
vnderkeeld the right Eare, and cropt the left Eare, having two
little small white spotts vnder the Belly, vnto Charles Maynard
of Newtowne aforesaid planter And I doe hereby avouch the
sale of the said Heifer vnto the said Charles his heires or
Assignes, and will mainetaine the same against all iust claymes
in lawe whatsoever

Witnes my hand

Willm Bretton

Witnes Willm Evans

The deposicōn of M^r Paul Simpson Marriner aged 60 yeares
or thereabouts sworne and examined the 28th day of June 1650
Saith. That about March last hee being with L^t Willm Lewis
at Appamattocks in the County of Northumberland in Virginia
then and there heard M^r John Hallowes his wife say to the
said L^t Lewis, that she suspected hee had inveigled and in-
tended to carry away one Willm Greenestead and Thomas
Meredith who shee said were servants that had run away or
absented themselues from their M^{rs} service or to that effect

And this depon^t therevppon advised the said Leiv^t Lewis not to meddle with the carrying of them thence. And this depon^t doth not certainly knowe but saith it is very pbable the said L^t Lewis did (not long after) carry away with him the said Greenestead and Meredith from thence to Portoback, for that about a fortnight after hee sawe them at L^t Lewis his House there. But this depon^t saith the said Greenestead and Meredith went from the said L^t Lewis his House at Portoback vppon Whitson Tuesday (as hee remembers) and that hee never sawe them there since, neither doth hee knowe where they were at any time since, but hath heard they were gone to Virginia And further hee cannot materially depose

Liber A.

Jurat coram me Tho: Hatton

6 April 1650. An Administracōn of the personall Estate of John Palmer deceased was this day granted to M^r Thomas Bradnock of the Isle of Kent, and sent inclosed in a Lre to M^r Phillipp Connor with warrant and direccōn to him to administer the Oath to the Administrator and Appraisers and to take Bond of the Administrator &c and to make returne thereof. W^{ch} accordingly hee did manner following Viz:

To the Secretary of Maryland &c

(Jut al) Sir I haue sent you hereinclosed M^r Bradnocks Bond of 5000^l of Tob: with the Inventory of all the goods of John Palmer I haue taken M^r Bradnocks oath with the two Praisers being Henry Morgan and ffrancis Lumbard Soe &c I rest

from the Isle of Kent this
28th of Aprill 1650

Y^{or} servant whiles I am
Phillipp Conner

This 24th of Aprill 1650. These are to whom it may concerne Knowe ye that I Thomas Bradnox of the Isle of Kent the Administrator of John Palmer late deceased doe by these p^rsents acknowledg my self indebted vnto the Lord Proprietary the iust sōme of 5000^l of Tob: to bee paid vppon demand after the date of these p^rsents

The Condicōn of this p^rsent Obligacōn is such that if the aboue bounden Thomas Bradnox shall and Will well and truely keepe and make or cause to bee kept or made a true & pfect Accompt of all and every the Estate of John Palmer late deceased as farr as hee may, and give a iust Accompt for the same when hee shalbe therevnto required by his Lo^{pp} and the Governor and Counsell or other Judg therevnto authorized for that purpose That then this p^rsent Obligacōn is to bee voide & of none effect otherwise to stand and remayne in full force power strength and vertue in Lawe

Sign. Tho: Bradnox

Witnes ffrancis Lumbard Sign Henry Morgan

Liber A.

This 24th of Aprill 1650. An Inventory of all the
goods of John Palmer late deceased

Impris 19 Ells of Canvas at 7 ¹ p Ell	103
Item 4 Ells Holland at 20 ¹ p Ell	080
Item 5 Ells of course Lynnen at 1 ¹ p Ell	060
Item 2 paire of Shoes at 20 ¹ p paire	040
Item one paire of Wosted Stockings at 25 p paire	025
It one paire of redd stockings at 16 p paire	016
It 2 paire of course stockings at 8 p paire	016
It 2 Ells more of Holland at 16 p Ell	040
It one white Wastcoate at 60 ¹	060
It yards and half of broadcloth at 40 p yard	100
It one Shute of Broadcloth	180
It 3 barrells of Corne and half a barrell of Eares	325
It 18 ¹ of drinking Tobacco	018
It 8 ¹ of powder at pound p pound	064
It 48 ¹ of shott at 2 ¹ p pound	096
It 2 ¹ of Soape 6 ¹ p pound	012
It 1 pare of Cards 2 old knives & 1 old Razer & 3 hancks } of threed & a paire of Sizrs }	018
p. 343 Item one sword & Belt	100
It 2 old Hoes & 2 old Axes	040
It one Hatt	050
It 1 ffeather bed a boulster & a course Covering	400
It 1 lace Band	020
It 1 Chest	060
It 1 shooting Gunne	250
It 1 bushell of Salt & 6 spoones	030
It 2 old Shirts	030
It 1 old Capp	008
It 1 Bill of John Bennetts of Corne	340

- p. 344 Be it knowne vnto all men by these p^rsents that I Leive^t
Witlm Lewis of Portobacco in the Province of Maryland doe
make and convey over vnto Paul Simpson Marriner his heires
& Assignes for ever All my Cropp of Tobacco w^{ch} is nowe
this p^rsent yeare standing and groweing at Portobacco. And
p. 345 haue delivered him the said Simpson part in possession in
lieue of the whole Cropp Which Cropp is made over to the
said Simpson for the security of seaven thousand three hun-
dred eighty and fower pounds of Tobacco and Caske to conteyne
the same As witnes my hand this tenth day of July Anno dni
1650

Witlm Lewis

Witnessed by vs John Hallowes, Robert Spicer.

Mr William Wilkinson clerke his Marke for Cattell & Hoggs Liber A.
viz: The right Eare swallowe tayled and the left Eare whole.

1^o Junis The Court formerly appointed to bee held the
twenth of June was this day by Proclamacōn adiourned till the
25th of June

At a Court held at S^t } Present. The Governor. Thomas Greene Esq^r
Maries the 25th of } Cap^t John Price, M^r Tho: Hatton
June 1650

Mr Willm Brough plte } The ptes suit being for three hundred
Richard Nevitt def^t } thirty nyne pounds of Tob: in Caske pay-
able by Bill the tenth of November last, George Manners the
def^{ts} Attorney confesseth the debt put p Billam. It is ordered
that the defend^t shall forthwith pay vnto the plaintiffe the said
Three hundred thirty nyne pounds of Tob. and Caske with
charges of Court.

21 No: 1650 Execuc ad satisfaciend

Mr Willm Brough plte } The ptes suit being for fower hun-
Bartholomew Phillipps def^t } dred and forty pounds of Tob: & Cask
and two Barrells of Corne payable the tenth of November last
by Bill. M^r Phillipp Land Attorney for the def^t acknowledgeth
the debt put p Billam, all but one barrell and an half of Corne
w^{ch} hee saith is paid w^{ch} the pte likewise acknowledgeth.
It is therefore ordered that the defend^t shall forthwith pay vnto
the plaintiffe the said fower hundred and forty pounds of Tob:
and Caske and half a Barrell of Corne with Court charges

21^o No: 1650 Execuc ad satisfaciend

June 21^o 1650. These p^rsents Witnes that I Bartholmewe
Phillipps doe hereby constitute & appoint M^r Phillipp Land my
true and lawfull Attorney in all Causes wherein I shalbe either
plaintiffe or def^t within this Province Witnes my hand
Test W^m Bretton Sign Barth. Phillipps

Mr Willm Brough plte } The Complaynants suite being for
Lt W^m Evans & his wife } fower hundred twenty and three
exec^{rs} of W^m Tompson her } pounds of Tob: and Cask due to him
late husband deceased def^t } out of the decedents Estate by Bill and payable the tenth of
November last. The def^t L^t Evans acknowledgeth the debt
put p Billam but craves the liberty of an Administrator allowed
heretofore in this Province of a yeare and a dayes respite.
This Court therefore being not willing to infring the said
Custome in point of time of paym^t doth order that the def^t
shall pay vnto the plaintiffe out of the said decedents estate
the said fower hundred twenty and three pounds of Tob: and

Liber A. Caske by or vppon the tenth of January next being a twelue-moneth and vpwards since the decedents death or in default thereof Execucōn then to issue out if the plaintiffe desire it.

Aprill 26th 1650. Knowe all men by these p^rsents whom it may concerne that I Henry Brookes of Apomattocks planter doe hereby constitute appoint and ordeine Georg Manners of Maryland planter my true and lawfull Attorney and in my name to sue arrest & implead recover & discharg all men who is any wayes indebted vnto mee to all intents and purposes as if I my self were personally p^rsent Witnes my hand the day & yeare aboue written
 Signed & delivered in
 the p^rsence of
 Nichās Gwiter

The marke of
 Henry Brookes

p. 346 Henry Brookes plte } The Comp^{te} by Georg Manners his Attor-
 Nichās Cawseene def^t } ney sueth to bee releived for a Gunne taken
 from him in the late troubles by Governor Calverts direccōn
 vppon p^rmise of redelivery as hee alleadgeth. W^{ch} Gunne
 being since come to the def^{ts} hands hee refuseth to deliver the
 same to the plte. The defend^t denyeth soe farr as hee knowes
 that hee hath any Gunne of the pltes, but saith that Governor
 Calvert in his life time gave him a Gunne w^{ch} hee still hath.
 Wherevppon the plte Attorney moved that the said Gunne
 may bee p^rduced in Court to morrowe to bee veiued W^{ch} the
 Court doth order accordingly and will then further p^rceed in
 the Hearing of this Cause.

John Malham plte } The Complte maketh oath in open Court
 L^t Willm Lewis def^t } that about the middle of March last hee being
 then Sheriff of Northumb^rland County in Virginia had in his
 custody as Prisoners Willm Greenestead and Thomas Merriday
 twoe Runaway servants. W^{ch} 2 Runawaies hee is credibly
 informed and verily beleiveth that the def^t tooke with him to
 Portoback at such time as they were this depon^{ts} Prisoners as
 aforesaid

Vppon the Peticōn and Affidavit of John Malham before
 recited It is ord^red that a warrant bee issued out directed to
 the Sheriff of S^t Maries County to appoint L^t Willm Lewis
 either forthwith to deliver the said Prisoners or the said Sheriff
 in case of refusall is to apprehend and bring him forthwith
 before the Governor & Counsell to answere the charge laid
 against him at the said Malhams suite

Warr^t supinde 27^o Junij and a subp^a to Paul Simpson to bee Liber A.
examined as a Witnes in this Cause on the pltes behaulf r
immediate

John dandy plte
Mr Rich: Husbands }
Marriner deft } Mr William Eltonhead gent maketh oath
that about the later end of ffebruary last
being aboard M^r Richard Husbands Shippe then riding in S^t
Georges River hee heard the said M^r Husbands say hee would
punish John dandy who was then aboard the said Shipp, and
then called for some of his seamen and commanded them to
binde the said dandy And afterwards the said dandy sending
for this depon^t hee therevppon went to him in the Gunroome
where hee found him the said dandy bound having his Armes
fast pinioned behind him and tied to his neck with a Cord in a
rigorous fashion And the said dandy then tould this depon^t
the said Husbands had soe bound him And therevppon the
seamen telling this depon^t the said Husbands theire Maister
had bound him and they durst not vnloose him hee this depon^t
then vnloosed the said dandy And further deposeth not

Jurat 25^o Junii coram me Tho: Hatton

Georg Manners plte Marks
Pheypo Nichās Keetinge }
defts And Nichās Keeting plte } The matter in question betwixt the
and Georg Manners deft } said parties consisting of Accompt
w^{ch} being imperfect and not fitt for
the determinacōn of the Court at
p^rsent. It is by consent of all parties ordered That all matters
in difference betwixt them bee referred to the hearing exam-
inacōn & determinacōn of M^r Cuthbert ffenwick M^r Witlm
Eltonhead and M^r Richard Willan who are hereby authourised
to call the said parties and theire witnesses before them at any
time before the next Court as they shall thinke fitt, and to
examine them or any of them vppon oath for the better stating
of the Accompts and settling of all differences, And by all
good meanes to determine all the said differences if they can or
else to certify theire proceedings together with theire opinions
therein And the Court will therevppon make such further order
therein as shalbe fitt And the said parties and every of them
doe hereby obleige themselues severally in the sōme of Tenne
thousand pounds of Tob: & Caske to stand to such end &
determinacōn therein as the said Referrees shall happen to
make, to bee paid by the discenting party or parties to the
other party or parties that shall not discent from the said
determinacōn And the said Nichās Keeting doth hereby
obleige himself on the behaulf of the said Marks Pheypo for
whom hee is Attorney that hee shall comply in all things with
this p^rsent Order

Nicholas Keeting
The marke of Georg Manners

Liber A.
p. 347

Memorand that I Marks Pheypo doe hereby constitute my loving ffreind Nicholas Keeting my true & lawfull Attorney for mee and in my name to demand & receive all debts or Accompts due vnto mee by specialty within this Province or otherwise and further to acquitt sue release imprison any person or persons with as full power as to any Attorney may belong, and what my said Attorney shall performe herein shalbe good in lawe Witnes my hand Anno dni 1650 June the 4th

Markes Pheypo

Willm Hardwich plte }
Walter Beane deft }

The plte sues to bee releived against the deft for great Costs and charges by him sustayned in a suite formerly depending betweene him the said nowe Complete plte and Cap^t John Price defend^t by reason of an imperfect Verdict brought in by the nowe defend^t then foreman of the Jury in that Cause as hee alleadgeth. To this the defend^t alleadgeth that the Verdict was pfect and that the Jurors all agreed thereto.

Barnaby Jackson one of the Jurors in open Court maketh oath that after the Verdict nowe in question was brought in by the Jury (the same day as this depon^t taketh it) Willm Stiles one of the then Jury in this Cause expressed in this depon^{ts} hearing that after hee heard the greater part of the Jury give their assent to the verdict then to bee by them brought in, hee gave his consent thereto also : or to that effect

Vppon the debating of this Cause, Willm Hardwich the plte vsed some opprobious words to Tho: Greene Esq^r p^rsent in Court viz: That when the Cause formerly came to hearing hee the said M^r Greene his Lo^{pps} then Governor, put him the Complete in prison to take him off from psecucōn of his Cause, or to that effect. wherevppon the Court fined him 300^t of Tob. & Caske to his Lopp and imprisonm^t during the Governors pleasure. But hee expressing himself very sorry for his Offence and asking M^r Greene forgivenes in open Court The Governor discharged him of the Imprisonm^t and M^r Greene remitted the offence soe farr as lay in him, and the Governor vppon his submission remitted the ffine

The further hearing of this Cause is respited till the next Court and the plte may then pceede if hee thinke fitt

Edward Tompson plte
M^{rs} Marg: Brent deft

Vppon the back of
the executōn ag^t M^{rs}
Margaret Brent in this
cause is indorsed as
followeth Viz.

The plte on the behaulf & as Guardian of the Children of Thomas Buttlr deceased sues to bee releived against the def^t Executrix to Leonard Calvert Esq^r deceased for two Cowe Calves payable three yeares since to the said

Septembr 1653 at
a Court held for the County
of Northumbland I doe
acknowledg to haue of Mrs
Margaret Brent full satis-
faccōn for this within
written Execucōn
Teste Edw. Tompson
Samuell Smith
Tho: Wilfred.

Childrens vse As by Governor Calverts Liber A.

Bill vnder his hand vppon record ap-
peares, together with their Increase &
damages To w^{ch} Georg Manners the
def^{ts} Attorney acknowledgeth the debt
put p Bill, but for the Increase referreth
himself to the Judgm^t of the Court, and

prayeth to bee secured in the pōssion of the House & Plan-
tacōn in liewe whereof the said Bill was enterd into by the said
Governor Calvert It is therefore ordered that the defend^t shall
within three weekes pay and deliver vnto the p^{lte} or to whom
hee shall appoint for the vse of the Children of Thomas Buttler
deceased two Cowes and two Calues And soe doing the said
def^t her heires and Assignes are hereby warranted to hold and
enjoy the quiett possession of the House and plantacōn here-
tofore of Thomas Butler deceased in liewe whereof the said
Bill was entred into by Governor Calvert against the said
Children or any of them or any clayming by from or vnder
them or any of them And vppon the delivery of the said
Cattell the p^{lte} is to give such security as the Court shall
thinke fitt to p^rserve them and their Increase for the said
Childrens vse

Execucn ad satisfaciend 12^o Oct against Body

Vppon the Mocōn of L^t Gwiter High Sheriff for an allow-
eance for his paines taken in apprehending certaine Runa-
wayes vppon the Informacōn & request of Humfry Tabb and
other paynes & charges about that occasion The Court thinks
fitt and doth allowe him 200^t Tob and Caske.

Vppon the earnest mocōn of the Inhabitants to bee dis-
charged of their attendance on the Court at p^rsent it being
very like to bee plantable Weather The Governor brake vpp
the Court for this time and appointed the next Court to bee
held for this County at S^t Maries the tenth of October next
And all Causes left vndetermined this Court are respited till
them

Rich: Cole p^{lte} } Subp^a Jo: Greeneway & James Langworth p. 348
Jo: Halfhead def^t } ad test 25^o Junii

Sould & delivered vnto John Ward one black Cowe cropt
on the left Eare and the right Eare slitt and half the vnder part
taken away W^{ch} Cowe is comonly called by the name of Young
Bulhead And I the said Walter Beane doe warrant the said
Cowe & her Increase against all claymes in lawe whatsoever
as Witnes my hand this p^rsent second of March 1649

The marke of Walter Beane

Witt, W^m Assiter, The marke of Henry ffox

Liber A.

Interrogatories to bee administed to witnesses to bee examined on the part & behaulf of M^r ffrancis Brookes Complt^e ag^t M^{rs} Margaret Brent Attorney of Cap^t Giles Brent def^t

1 Imprimis whether or noe were you (amongst others) sent or imployed by Cap^t Giles Brent about 5 yeares since when Governo^r Calvert came last out of England to hire or borrowe the said Complt^e M^r ffrancis Brookes his Shallopp at Kent for transportacōn of him the said Cap^t Brent to S^t Maries and pvision for the Voyage or what doe you remember concⁿing the same?

2 Item vppon what termes did the said Complt^e lend or hire his said Boate to the said Cap^t Brent and pvisions for the Voyage. Was it not vppon the said Cap^t Brents pmise to satisfy him for the same, and what satisfaccōn did the said Cap^t Brent pmise to give or allowe for the said Boate and the Compltes paines in goeing along therewith and such pvisions as hee had made for the voyage, and what were the said Provisions. did not the said Complt^e kill a Hogg for that purpose And what doe you conceive in conscience the hire of the said Shallopp for that Voyage and the Compltes paines and time spent and the said Provisions were Worth.

3 Item what other matter or thing canne you say w^{ch} may bee for the Pltes behoofe in this Cause declare the truth vppon yo^r oath in every particular. Subp^a Shercliff r 25^o Junii

The deposicōn of John Sheirtcliffe taken the 19th of June 1650 vppon the Interr aboue Written.

p. 349 To the first this depon^t saith that about 5 yeares agoe (as hee remembreth) Cap^t Giles Brent came downe to S^t Maries from the Isle of Kent together with divers other Passengers in a Shallopp belonging to M^r ffrancis Brook But whether or noe hee this depon^t way imployed & sent to bring the said Shallopp from M^r Brookes House by the said Cap^t Brent or whether hee went by reason of getting soe ffitt & convenient passage downe in her hee cannot depose Neither can hee depose any thing concerning the Provisions put into the said Shallopp, Onely hee supposeth that the said M^r Brookes did put aboard some Provisions But what they were hee cannot iustly remember nor that any Agreem^t was made therefore or concerning them either by Cap^t Brent or any other whatsoever. To the rest hee knoweth nothing

The marke of Jo: Sheirtcliffe
Jurat & exāiat coram me W^m Bretton

June 16th 1650. This day came Bartholomewe Phillipps of Newtowne hundred in the Province of Maryland plant^r and

acknowledgeth himself to owe & stand indebted vnto Thomas Mathewes of S^t Inegoes in the Province aforesaid gent in the full some of two hundred and twenty pounds of Tob: & Caske or thereabouts And if that the Specialty already signed by mee the said Bartholomewe Phillipps vnto the said Thomas Mathewes amounteth to more then is here expressed I doe hereby acknowledg it to bee a iust debt And further a Judgm^t to bee entred according to that Specialty As witnes my hand.
 Recogn coram me W^{ill}m Bretton Sign Barth: Phillipps

^{somons} The deposicōn of James Langworth aged 20 yeares or thereabouts & John Greenehold aged 25 yeares & vpwards taken this 19th of June 1650

James Langworth deposed saith that about 2 yeares agoe hee did help John Halfhead to alter a Marke of a yearling reddish Cowe calf marked at that p^rsent (before it was altered by this depon^t) with both eares cropt. But the right Eare (as hee thinketh) was not soe perfect a Cropp being cutt a little hollowe, but it could not bee intended like a swallowe Taile And that hee verily beleiveth that it was soe cutt hollowe in doubling the Eare when it was cropt W^{ch} said Calf hee the said John Halfhead received of M^{rs} Margaret Brent for the vse of W^{ill}m Assiter And further hee deposeth not
 Ja: Langworth

John Greenehold deposeth idem ad Verbum quod James Langworth vt sup^a The marke of Jo. Greenehold
 Jurat cora me W^{ill}m Bretton

These p^rsents witnesseth that I W^{ill}m Tompson of the p. 350
 Newtowne Hundred in the Province of Maryland for and in consideracōn of a valuable somme by mee in hand received haue bargained & sould vnto Phillipp Land or his Assignes one Redd Cowe about the age of 4 yeares or thereabouts being marked with a Cropp on the right Eare and slitt in the same Eare, the left Eare having onely a hole cut in it, being my owne pp Marke. W^{ch} Cowe with her future Increase I doe hereby alienate bargaine and sell vnto the said Phillipp Land his heires or Assignes for ever as their owne pp goods And farther I doe hereby binde my self my heires or Assignes to saue and keepe harmeles the said Phillipp Land his heires or Assignes from any pson or persons that shall lay any iust clayme to the said Cowe or her future Increase In witnes whereof I haue herevnto sett my hand this 20th of december 1648

The marke of W^m Tompson
 Signed & dd in the p^rsence of vs
 W^m Bretton

Liber A.
p. 35¹

These p^rsents witnesseth that I Willm Bretton of the County of St^t Maries in the Province of Maryland gent, for & in consideracōn of a valuable sōme by mee in hand received haue bargained & sold vnto Phillip Land of the same place gent his heires or Assignes one blackish browne Heifer of my owne p^per Marke that is, the right Eare vnder & overkeeld, and the left Eare cropt, and her naturall Marks are a browne Mussell, & brownish about the Eares, and whitish browne about the v^dder & betweene the hinder Leggs. W^{ch} Heifer is little more then one yeare old. Which Heifer with her Increase I doe hereby alienate bargain and sell vnto the said Phillipp Land his heires or Assignes forever as his owne proper goods And further I doe hereby binde my self my heires or Assignes to saue & keepe harmeles the said Phillipp Land or his Assignes from any p^{erson} or p^{ersons} that shall lay any iust clayme vnto the said Heifer or her Increase In witnes whereof I haue sett my hand this 27th day of June 1650

W^m Bretton

Signed & deliv^{ed} in the p^rsence of Nichās Gwiter

3^o Sept. John Hatch his marke for cattell & Hoggs viz. The right Eare slitt in the midle and the v^pper part taken away neere the bottome of the slitt, and the left Eare slitt and hollowed the v^dder part hanging downe.

p. 35² 11^o Sept John Wheatley his marke for Cattell and Hoggs viz A Hole in the right Eare the left Eare swallow tayled and the fore part cropt off.

11^o Sept Nichās Banister his Marke for Cattell and Hoggs viz: The right Eare swallowe forked and the left Eare cropt and a slitt in the Cropp.

7^o Sept An Administran is this day granted to M^r Robert Clarke of all the goods chattells debts and personal Estate within this Province of James Warrington deceased vpon oath to exhibit a true Inventory by 1^o Marcij vnles &c And to keepe and make a true Accompt when &c And that the decedent made noe will & that hee is greatest Creditor to his knowledg & knowe not of any of kindred &c

p. 353 23^o Sept M^r Tho: Hatton his Lo^{pps} Secretary his Marke for Cattell & Hoggs viz On both Eares, the hinde part cutt of from a little beneath the Tipp on the fōre part sloapeing somewhat neere the roote on the hinder part making both Eares appeare short & picked

15^{to} Sept 1650 L^t Richard Bancks freely ingageth himself to satisfy the 900^t of Tob: and Caske for the redempcōn of Thomas the sonne of Thomas Allen deceased according to the order of Assembly for that purpose without any consideracōn of servitude or any other consideracōn whatsoever but his free love and affeccōn witnes his hand the day and yeare aboue-said

Richard Banckes

Testet Tho: Hatton Barnaby Jackson

Vlt August vppon Complaint of Thomas Maidwell ag^t Jo: dandy & his Wife for assaulting in a violent manner & striking him to the ground with a Hammer and dangerously wounding him. A warrant issued out to the Sheriffe to bring them before the Governor. who vppon examinacōn of the matter committed dandy into the Sheriffes custody

The deposicōn of Thomas Maidwell of the County of S^t Maries taken the 2^d day of September Anno dni. 1650

The said depon^t saith that vppon the last day of August last past Hee this depon^t being at worke at his trade in the Shopp at S^t Inegoies ffort John dandies wife came vnto him giving him very ill language, onely (as hee conceives) for that hee accepted of 2 or 3 Peaches w^{ch} a Girle w^{ch} lives in House with the said dandy had given him this depon^t. And the said John dandy being then in the said Shopp, therevppon and vppon noe other occasion (as hee conceives) making towards this depon^t with a Hammer in his hand of about 3^l waight. This depon^t suspecting hee intended some mischeife to him went back to avoide the same out of the said Shopp. And therevppon the said dandies Wife (being behind him this depon^t struck him on the head with a Smithes Cindar (as shee hath since confessed) a blowe w^{ch} something stunded him this depon^t. And the said dandy suddenly therevppon with the said Hammer struck this depon^t a blowe vppon the head w^{ch} felled him to the ground And this depon^t with much strugling & amazem^t at length getting vpp ranne out of the said ffort and called for help And had hee not by that meanes escaped from them hee doth much suspect they would haue endeavoured to haue murthered him W^{ch} hee the rather hath cause to beleive for that the said dandies Wife had formerly threatned to doe this depon^t a private mischeife looke to himself as well as hee could And this depon^t further deposeth that vnlesse some course bee taken by authority to restraine the said dandy and his wife from doing him this depon^t further mischeife hee much feareth it will not bee safe for him to followe his trade againe at the said Shopp without danger of his life And further deposeth not.

Jurat die & Anno Sup^a dict coram me W^m Stone

Liber A. Vppon the oath aboue Written a warr^t issued out the same day to the Sheriffe to detaine dandy in his custody till hee gaue security of 2000^l Tob. to appeare the next Court to answeare. Maidwells suite in an Accōn of battery and for his and his wives good behaviour in the meane time

23^o Sept Anno dni 1650. Knowe all men by these p^rsents that all Controversies Causes Accōns whatsoever are fully and wholly ended from the begining of the World vnto this day betweene Thomas Maydwell and John dandy as witnes o^r hands the day and yeare aboue written

In presence of Edward Packer, Raphe Crouch Tho: Maydwell
Sigil Jo: dandy

Wm Smoote plte Mr
Cuthbt ffenwick def^t

} The deposicōn of Mary the wife of L^t
Nicholas Gwither taken the seaventh day of
October 1650. vpon oath saith.

That she knowes not the Cowe in question betweene the said plte & def^t otherwise then by the pltes descripcōn being as hee relates a brownish Cowe her Hornes bending inward, w^{ch} hee not long since had of the said def^t by order of Court as this depon^t hath beene informed And this depon^t further deposeth that the last Springe was a tweluemoneth when shee
p. 365 lived in House with the def^t M^r ffenwick hee the said M^r ffenwick was possessed of such a Cowe as before is described. W^{ch} Cowe that Spring had a Calf, but whether a Bull or Cowe Calf shee knoweth not certainly, but to her best remembrance it was a Cowe Calf, w^{ch} was weaned amongst the rest of the Calves there that yeare but what further became thereof shee knoweth not nor of any other Increase the said Cowe had, shee this depon^t living at M^r ffenwicks House not aboue one yeare And further deposeth not

Jurat die & Anno Sup dict coram me
Tho: Hatton

p. 367 12 Oct This Bill bindeth mee Joseph Edley my heires exec^{rs} Adm^{rs} or Assignes to pay or cause to bee paid vnto M^r Willm Eltonhead his heires Execu^{rs} or Assignes the iust some of Six hundred and tenne pounds of the best sort of Maryland Tob: in Leafe and caske, And for the true pformance hereof I doe binde over all goods & cattell with my whole Cropp to bee paid at or vppon the 10th day of october next ensueing the date hereof as witnes my hand the eight day of January 1649
Witnes Nicholas Smith The marke of Joseph Edley
Item 300 4^d nailes and 50 6^d Nailes

p. 368 This Bill bindeth me Geoffery Gant my heires Exec^{rs} Adm^{rs} or Assignes to pay or cause to be paid vnto M^r Willm Elton-

head his heires Exec^{rs} or Assignes the iust some of 500^l of good merchantable Tob: and Caske And for the true performance hereof I doe binde over all my personall estate and Cropp to bee paid at or vppon the tenth day of October next ensueing the date hereof As witnes my hand the fift of ffebruary 1649

The marke of Jeffery Gant^r

Witnes the marke of Jo: Tragare

Item for 1 Hoe	30
Item 2 shutes of powder & shott to Gant	
Item more 1 ^l of powder	
Item 4 ^l of shott	
Item one paire of Shoes	20
Item discompted with Martin Kirke for you	120
Item discompted with H. Potter for	100
Witnes Martha Conoway	The marke of Jeffry Gant

At a Court held at S^t } Present { The Governor Robert Brookes Esq^r
 Maries the 2^d day of } { M^r Thomas Hatton
 September 1650 }

fforasmuch as it is credibly reported that Cap^t Giles Brent hath heretofore done or attempted to doe divers things p^riudiciall to the right ho^{ble} the Lo: Prop^{ry} of this Province and his vndoubted right and title therevnto and contrary to the trust reposed in him by his said Lo^{pp} It is therefore ordered that Georg Mannes bee his Lo^{ps} Attorney to make diligent Inquisicōn touching his the said Cap^t Brent's comportm^t towards his Lo^{pp} and his aforesaid right and title, and to somon what witnesses hee shall thinke fitt to bee examined touching the p^rmisses on his Lo^{pps} behaulf, and in the Provinciall Court there to p^rsecute against him the said Cap^t Brent for any offence or misdemeanor in Words Accōns or Attempts to the p^riudice of his said Lo^{pp} in his vndoubted right and title to this Province and to vse all lawfull meanes for the discovery of the same

At a Court held at S^t } Present { The Governor. Tho: Greene Esq^r
 Maries the tenth day } { Cap^t John Price. M^r Secretary
 of October 1650 }

John Sturman plte } The Comptes suite is to bee releived
 Tho: Copley Esq^r def^t } against the def^t for a Heifer of 2 yeare old
 w^{ch} the def^t by a Note vnder his hand dated 26^o August 1646.
 p^rmitted to deliver to Robert Sedgrave whensoever hee should bring him certaine Bookes in the said note mencōned. W^{ch} bookes had beene brought and delivered accordingly And Sedgrave had assigned the said Heifer to the plte by an Assignem^t vnder his hand of the 10th of Octob 1648. W^{ch}

Liber A. Heifer having beene often demanded by the p^lte and those hee appointed to receive her was not yet delivered. To this the def^t acknowledged his said p^mise vnder his hand to Sedgrave and the receipt of the Bookes, And saith the Heifer was legally tendred as appeares by Jo: Greenewayes oath, as followeth

John Greeneway aged about 25 yeares deposed saith That about Michaelmas last past M^r Tho: Copley gave him order to deliver one Heifer to the vse of Rob^t Sedgrave Wherevppon this depon^t tould Charles Rawlins then the deputed Attorney of Robert Sedgrave that hee should come any morning or evening and hee would deliver him the Heifer and to this purpose hee spake 5 or 6 severall times to him to come and receive it w^{ch} hee failing to doe hee tendred the Heifer to the vse of Robert Sedgrave in the presence of M^{rs} Margaret Brent & M^r John Rookewood and gave notice of it to Charles Rawlins, and that the Heifer was afterwards knowne at S^t Maries by the name of Robert Sedgraves Heifer And further hee saith not

The Marke of Jo: Greeneway

Jurat coram me Jo: Pille 22^o June 1650

And M^{rs} Margaret Brent p^rsent in Court averred the said tender. Wherevppon the Com^pte said hee went to receive the Heifer but she was not to bee found And soe hee deputed Charles Rawlinson to receive her. And by the said Rawlinsons oath p^duced in Court hee saith that to his remembrance M^r Copley gave Greeneway order to deliver him a Heifer and that Greeneway tould him afterwards that hee had tendred one for Sedgraves vse. And the p^lte not making any materiall obieccōn ag^t Greenewayes oath The Court conceiving the tender of the Heifer therein expressed being a black Heifer of M^r Copleys marke as was averred to bee a sufficient delivery doth dismisse the p^ltes suite cleerely & absolutely out of this Court.

John Hatch p^lte } The p^ltes suite being for the delivery vpp
W^m Hardwich def^t } of a Noate vnder his hand w^{ch} hee had heretofore given vnto the def^t or to Thomas Sturman for the delivery of a Cowe and her Increase to them or one of them they paying him certaine Tobaccoes w^{ch} he had paid to Tho: Greene Esq^r for their or one of their debts w^{ch} Cowe the def^t had received together with a Calf being all the Increase that lived. Yet refused to deliver vpp the said Note To w^{ch} the def^t acknowledgeth hee hath the Note but that it belonged to Tho: Sturman who had intrusted him therewith and to whom hee

was accomptable for the same and intended to redeliver it to Liber A.
Sturman and prayed that hee might not bee at liberty soe to
doe in discharg of the trust and that the pte might bee ordered
to seeke for releife against Sturman touching the same w^{ch}
is ordered accordingly.

L^t Willm Lewis appeared this day personall vpon an arrest
at the suite of John Malham Joseph Edlowe this day acknowl-
edgeth to bee due to Tho: Copley Esq^r out of the estate of
Robert Wiseman deceased (whose Adm^r hee is 277^t of Tob:
and Caske

The same Court contynued } Present { The Governor. Tho: Greene Esq^r p. 369
11^o Octobr 1650 } { Cap^t Price M^r Secretary

Joseph Cadle pte } The ptes suite being for 400^t Tob & Caske
Robert Robins def^t } p Accompt It being prayed on the def^{ts} behaulf
that the Hearing bee referred till the next Court in regard of
his vrgent occasions at this time And the pte agreeing
therevnto It is ordered accordingly.

John Thimbleby Adm^r of Peter Mackarell according to a
former order this day pduced his Accompt concerning the sayd
estate to the Court and prayed for his Quiet est And the said
Accompt being pvsed by the Court and found to ballance the
totall of the Inventory And publique Proclamacōn being made
thereof in open Court and noe obieccōn made to the contrary
The Court allowes of the Accompt and doth order that the
Adm^r may haue his Quietus est and the Bond taken for his
true Administracōn to bee voide and cancelled

Tho: Warr pte } The pte sues for 350^t of Tob: and Caske p
Rich: Browne def^t } Assumpsit (being M^r Lands debt The def^t
acknowledgeth hee vndertooke to pay the said debt for M^r
Land Which is ordered accordingly

21^o No: Execuc ad satisfaciend

M^r Jo: Pile p^rsented with the rest vt Sup^a

Capt John Price pte } The pte sues to bee releived against the
Luke Gardiner def^t } def^t for that in a slanderous manner hee had
reported that the pte kept an vnlawfull dog to kill his neigh-
bors stocks because hee would haue the whole range himself.
To w^{ch} the def^t denies that hee spake those words as they are
charged against him absolutly, but with this addicōn (for ought
hee knewe) And the words being spoken in private betwixt
the pte and def^t and therefore noe prooffe) The Court looks
vpon the words as they are confessed to haue beene vttered
by the def^t as a disrespectful expression to one of his Lo^{pps}

Liber A. Counsell. But vppon his the defts acknowledgm^t of his fault herein vppon hopes of his more respective carriage hereafter remitteth the Offence

Richard Bennett Esqr^r plte
Thomas Copley Esqr^r & }
Raphe Crouch gent } defts } The ptes suite being for 1133^l of
Tob: & Caske for goods delivered to
the def^t Crouch for the other def^t M^r
Copleyes vse, and for paym^t of w^{ch} Tob: in Anno 1648 the said
Crouch gave a Note vnder his hand dated 10. May the same
yeare. To w^{ch} the def^t M^r Copley appearing gratis alleadging
hee had witnesses in Virginia to bee examined in this Cause,
and desired time for that purpose It is therefore ordered with
the consent of the said M^r Copley, that hee make his prooffe by
the first of ffebruary next pemptorily

Paul Simpson plte }
ffrancis Poesey & }
John Villane defts } L^t Willm Lewis being the p^lts Attorney
sues for 1098^l of Tob: & Caske and 40 Armes
length of Roanoke vppon Accompt M^r Richard
Browne Attorney of the defts denyeth the debt in part and
desires liberty to discompt for the rest But it appearing to the
Court that matter on both sides consisteth of Accompt w^{ch} by
reason of the parties absence cannot bee at present fitted for
the determinacōn of the Court being very vnperfect. It is
ordered by the consent of the Attorneys on both sides That
the further hearing of this Cause bee respited till the next
Court where the parties themselues are to bee p^rsent

Richard Bennett plte }
Rich: Browne def^t } The p^lte by his Peticōn setteth forth that
hee bought of the def^t a Plantacōn in M^r
Gerrards Mannor for w^{ch} hee gave the def^t his Bill of 300^l
Tob: & Caske payable this yeare together with a Cowe, and
the def^t engaged himself to deliver the p^lte a Lease thereof
free from all arreares of Rent w^{ch} hee hath not yet done, and
M^r Gerrard hath forbidden the p^lte to enter vpon the plantacōn
vnles hee pay him certaine Rent arreare whereby the p^lte is
like to bee much dampnified and prayeth that the def^t may bee
compelled either to p^rforme his bargaine or else to deliver him
vpp his said Bill It is therevppon ordered notwithstanding any
obieccōn made by the def^t that the said def^t shall by the 25th
day of this moneth deliver vnto the p^lte a good Lease of the
Plantacōn in question for 12 yeares to come at Christmas next
cleere of all arreares of Rent & Incumbrances, or in default
thereof by that time deliver vpp vnto the p^lte the Bill hee gave
him for the purchase thereof and the bargaine to bee voide

Mrs Katheren Hebden Admrix of
her late husband deceased plte
Barnaby Jackson and the other
Trustees of the decedents estate defts }

The matter in question be- Liber A.
tweene the said parties being
whether the Admracōn or the
deede in Trust should stand in

force. Vppon the Reading of William Marshalls deposicōn
formerly taken & recorded, and the deposicōns of M^r John
Pile and John Halfhead nowe taken in open Court being as
followeth viz.

The deposicōn of M^r John Pile taken in open Court the
11th day of October 1650. vppon oath saith

That when hee was living at M^r Cawseenes House M^{rs}
Hebden comeing thither this depon^t not being then at home
but at his comeing home was tould that she had beene there
and had left word that her husband M^r Hebden desired him
to come vnto him and bring the deedes of Guift with him for p. 370
she said her husband was minded to haue it altered or words
to that purpose Wherevppon this depon^t saith that as soone as
hee conveniently could carryed the deed of Guift with him.
And hee said to M^r Hebden I haue brought you here the deed
for I vnderstand from your wife that you are minded to alter
it. And M^r Hebden made Answere that hee had noe such
intent but prayed him to keepe it for hee had noe intent to alter
it in any thing And that hee was to see M^r Hebden about 2
or 3 dayes before his death and hee never mencōned nor any
Wayes declared vnto him any intencōn or minde to alter the
foresaid deed

The Oath of John Halfhead taken die & Anno vt sup^a John
Halfhead maketh oath that hee being at M^r Hebdens House
about a fortnight or 3 weekes before hee dyed (as hee re-
members) Barnaby Jackson then and there desiring to bee
released of the Trust concerning M^r Hebdens estate M^r
Hebden refused to release or excuse him therefrom And
further deposeth not.

The Court herevppon conceiving by the oathes of M^r Pille
and John Halfhead that the decedents last intencōn and
expression was that the deed in trust should stand in force
doth order the same accordingly And that the Administracōn
doth pply belong the Trustees w^{ch} they are at liberty to take
out if they thinke fitt.

12 oct Richard Browne acknowledgeth a Judgm^t to George
Manners of two hundred pounds of Tob; and Caske due by
Bill dated 28^o Junii 1649 and payable 10 Novembr last

12 Oct Richard Browne acknowledgeth a Judgm^t to Georg
Manners of six hundred pounds of Tob; & Caske formerly due

Liber A. by Bill to Richard Hill dated 29 Junii 1649, & payable 10 Novembr last. But by promise vnder handwriting payable to George Manners 6^o No: Execuc ad satisf. for 800^t Tob: & Caske ag^t body & goods

Nichās Banister plte } The plte sues in the behaulf of his wife
Richard Browne def^t } in an Accōn of slander for that the def^t had reported his said wife had said shee heard ffrancis Popes wife say that the king dyed iustly or to that effect. W^{ch} the def^t averred was true, And it appeared by the oath of Georg Ackricks wife and by the relacōn of M^r Willm Bretton and others that the def^t had reported that ffrancis Popes wife spake the words without charging the relacōn of it to the pltes wife But the def^t denyed hee heard ffrancis Popes wife say any such thing and not being able to prove any thing against the pltes wife The Court thought fitt that the def^t for intermedling with a busines of this nature and not being able to make any prooffe thereof, but being found in two severall Tales should pay vnto the plte for his vniust vexacōn three hundred pounds of Tob: and Caske, but the pltes wife present in Court on the behaulf of her husband was willing to remitt the penalty in regard of the def^{ts} vnability (as she conceived) to make satisfaccōn and rests satisfied. hee paying Court charges, W^{ch} is ordered accordingly.

Georg Manners confesseth a Judgm^t to Willm Hardwich of twelue hundred pounds of Tobacco and Caske. Execucōn inde 28^o January 1651 ad Satisfaciend

Tho: Copley Esqr plte } By consent of both parties the hearing of
Wm Hardwich def^t } this Cause is respited till the next Court.

The same Court contynued } Present { Governor. Cap^t Jo: Price
12^o Octobris 1650 } { M^r Secretary

John Rosier clerke plte } The plaintiffe by Willm Hardwich his
Arthur Turner def^t } Attorney sues for 800^t of Tob and Caske due by Bill 10 decembr last The def^t acknowledgeth the debt p Bill, but alleadging that the debt did arise for transportacōn of cattell & other goods in the pltes Boate desires liberty to discompt for damages sustayned therein by the pltes default, and beinge not able at p^rsent to prove the said damage It is ordered that hee make his damages appeare by the next Court or Judgm^t is then to passe vppon the Bill.

Knowe all men by these p^rsents that I John Rosier doe constitute W^m Hardwich my lawful Attorney to all intents and

purposes as any Attorney may or ought to bee Witnes my Liber A.
 hand this 27th of december 1649 Jo: Rosier
 Witnes Phillipp Chaddock John Hiller

W^m Brough plte } The hearing of this Cause is by consent
 Richard Nevitt def^t } respited till next Court.

Raphe Beane plte } The hearing of this Cause is by consent
 W^m Evans def^t } respited till next Court.

Be it knowne vnto all men by these p^rsents that I Nathaniell Pope of Apomattocks gent doe by these p^rsents make constitute and ordaine my welbeloved ffreind Willm Hardwich my true and lawfull Attorney for and in my name to aske demand and receive all such debts w^{ch} are due to mee in Maryland, and (vppon denyall) to sue pleade & ympleade in prison & out of prison, and whatsoever my Attorney doth I doe allowe of as if I my self were there personally Witnes my hand this 4th day of October 1650

Nathaniell Pope his Marke

Testis Phillipp Silvestie david Anderson.

Nathaniell Pope plte } The Compt^e sues (by Willm Hardwich p. 37ⁱ
 Jo: Halfhead def^t } his Attorney) for 15 dayes worke in leiwe of a Bricklayer lent the def^t vppon promise to pay him soe many dayes worke againe. And the def^t acknowledgeth the p^ltes Man worked with him but knowes not whether hee paid for it or not And the p^ltes Attorney being willing to referr it to the def^{ts} oath whether paid or not, the def^t refused to take his oath, but referred it to the p^ltes oath and agreed to bee bound thereby. W^{ch} the Court doth order accordingly, and for that purpose doth respite the further hearing of the Cause till the next Court

W^m Eltonhead esq^r p^rsent (cum cet^{ris})

Richard Nevitt plte } The Compt^e by Georg Manners his At-
 John Slingsby def^t } torney, sues for 700^l of Tob: & Caske p Bill. The def^t alleadgeth he paid two hogsheads of Tob. vpon this Bill, And the p^ltes Attorney acknowledgeth that the def^t delivered to the p^lte two hh^{ds} of Tob: vppon the Bill, but saith Walter Pakes laid clayme to one of the hh^{ds} and p^rsently after the said delivery tooke it into his possiōn, And the Court here- vpon conceiving the said delivery to bee sufficient paym^t of soe much of the debt as the said 2 hh^{ds} came to doth order that the defend^t bee discharged of soe much And for the Remainder (if any bee, the p^ltes Attorney is willing to accept of Walter Beane (p^rsent in Court) for his Paymaister, vppon his offer for

Liber A. that purpose. And the Bill is to bee deposited in Court till full satisfaccōn therevpon bee made as aforesaid, and then to bee cancelled, W^{ch} is ordered accordingly

Mr Jo: Pille p^rsent, cum cetis,

Tho: White plte
James Walker Exec^r
of Jo: Tompson defentd }

The pltes suite being for 120^l of Tob: and Caske due from the decedent Tompson The def^t by Rich: Browne his Attorney denies the debt wherevpon Geo: Mannes who as hee averred vpon oath in open Court being ymployed by the plte as his Attorney to receive the said Tob: of Tompson about a yeare or somewhat more before his death, the said Tompson did not deny the paym^t thereof but said if hee had come sooner hee should haue had it for his Tob: was then all gone And the def^s Attorney agreeing to bee bound by the pltes oath for that purpose. The Comptie depōsed in Court that neither hee nor any other by his direccōn (soe farr as hee ever knewe) ever received the said debt of the decedent or any other or any other, It is herevpon ordered that the def^t shall pay vnto the plaintiffe the said 120^l of Tob: and Caske. If there bee Assetts

Jo: Slingsbie plte }
Rich: Browne def^t }

The plte sues for six hundred pounds of Tob: & Caske due by Bill payable in November last And the def^t acknowledging the debt Hee is ordered forthwith to pay the same to the Comptie

20^{mo} No. Execuc ad satisfaciend

Georg Mannes plte }
Paul Simpson def^t }

The Compties suite being for 1050^l of Tob: and Caske due by Bill The def^s Attorney L^t Willm Lewis Ingaging himself that the def^t shall by himself or his Attorney either answer the suite the next Court or pay the debt The Court vpon his mocōn doth respite the further hearing of the matter till that tyme

Tho: Greene Esq^r p^rsent cum ceteris vt ante

Henry Brookes plte }
Nichas Cawseene def^t }

According to the direccōn of an order of the 25th of June last made in this Cause the def^t this day brought the Gunne in question into Court to bee veiued. And Richard Cole being sworne and examined in open Court vpon his oath saith. That the Gunne nowe pduced in Court was about 4 or 5 yeares since (as hee remembers) taken by Governor Calvert deceased from the plte vpon pmise to redeliver the same to the plte at his returne from Kent. And L^t Willm Lewis in open Court averred vpon oath, that Governor Calvert acknowledged hee had a Gunne of the pltes and promised to deliver the same againe to the plte at his returne from Kent being about 4 or 5 yeares since (as hee

rememberes Vppon w^{ch} prooffe before mencōned It is ordered Liber A.
that the Gunne p^duced in Court bee delivered to the p^{tes}
Attorney for the p^{tes} vse. But vppon the def^{ts} oath in open
Court that the Gunne nowe p^duced was given him by Gov-
ernor Calvert The Court conceiving hee had good reason to
stand out to a Tryall notwithstanding the demand of the Gunne
by Georg Mannes the p^{tes} Attorney before the suite com-
menced The Court doth order that Court charges bee paid
equally betweene the p^{te} and def^t

Robt Smith p^{te} } This Cause appearing vppon Record to haue
Walter Beane def^t } beene formerly determined vppon a full Tryall
by Verdict of Jury and a dismission there vppon 3^o Novembr
1648 The Court doth refuse any further to intermedle there-
with but doth for ever hereafter cleerely and absolutely dis-
misse the p^{tes} suite (being for a Cowe and her Increase) out
of this Court with 300^t Tob: Costs to bee paid by the p^{te} to
the def^t But the def^t in open Court remitted the Costs.

John Halfhead p^{te} } The p^{te} p^rferring his Peticōn according p. 37²
Tho: Greene Esq^r def^t } to order of Assembly The def^t desired time
to answer till next Court w^{ch} is ordered accordingly.

July 22^{do} 1650 These p^rsents witnes that I Richard Cottes-
ford planter haue appointed ffrancis Brookes of Maryland gent
to bee my Attorney to demand and on denyall made to sue
and recover my Corne Clothes &c due to mee by the Custome
of Maryland for my service from Joseph Cadle and vppon
receipt of my due from him to give him Acquittance for the
same Witnes my hand Rich: Cottesford
In the p^rsence of Giles Brent. Temperance Jay

Rich: Cottesford p^{te} } The p^{te} by M^r ffr. Brookes his Attorney
Joseph Cadle def^t } sues for Corne clothes &c due to him as
servant to the def^t according to the Custome. But the def^t
alleadged hee bought his time of service for 2 yeares, and hee
staying not a yeare ran from his service and never afterwards
made the same good by his further service. W^{ch} being averred
by severall of the Counsell p^rsent in Court to bee true It is
ordered with the def^{ts} consent that the Corne clothes &c sued
for shall goe in satisfaccōn of the time of service wanting as
aforesaid And the p^{tes} suite to bee dismissed with 60^t Tob:
charges to bee paid by the p^{te} to the def^t

Nichol: Cawseene p^{te} } The p^{tes} suite being for three hundred
Joseph Cadle def^t } and thirty pounds of Tob: & Caske the
Remainder of a Bill of 600^t Tob: & Caske The def^t confessing

Liber A. the debt It is ordered that the def^t shall pay vnto the plte
forthwith the said 330^l of Tob: & Caske
20 No: Execuc ad satisfaciend

Humfr. Atwicks plte } The hearing of this Cause is respited till
Geo: Manners def^t } next Court

John Malham plte } The def^t appearing the first day of this
Lt Wm Lewis def^t } Court vppon an arrest at the ptes suite and
having attended ever since, and none appearing to psecute It is
ordered that the ptes suite bee dismissed for want of psecucōn
with 400^l Tob: & Cask charges to bee paid by the plte to the
def^t in respect of his travelling from Portobacco to Court and
his said attendance & returne.

19^o Oct Execuc inde ad satisfac ag^t body & goods

The Court rising the Governor appointed the next Pro-
vinciall Court to bee held for this County the 20th day of
November next. And the meeting for Assessm^t of the
Leavies the sixt day of the same moneth.

June 3^o 1650 This p'sent writing doth testify that I James
Walker doe hereby constitute & appoint my welbeloved
ffreind Rich: Browne to bee my true & lawfull Attorney in all
Causes whatsoever as any Attorney ought to haue or bee as
witnes my hand the day and yeare aboue written

Ja: Walker

witnesse the marke of Jo: Shancks

p. 373 May 27th 1650. Knowe all men That I Robert Clarke of
Maryland gent doe hereby constitute institute appoint and
ordaine Nicholas Gwither of S^t Inegoos gent my true and
lawfull Attorney to sue arrest & implead any person or persons
that shall stand indebted vnto mee within this Province to
leavy and receive acquitt & discharge to all intents & purposes
as if I my self were p'sent Witnes my hand the day and yeare
aboue written

Robt Clarke

An Accompt of the estate of Peter Mackarell
deceased pduced in Court vppon oath by John
Thimbleby the Administrator 11^o Octobr 1650.
and there allowed of according to an order of
the date abouewritten.

By paid Willm Assiter by Bill	255	By pd for funerall charges	400
by pd Jo: Nunne by Bill	200	by pd for his attendance during his sickness	200
by pd Walter Beane by Bill	720	by pd for phisick in time of his sicknes	50
by pd Jo: Hallowes by Bill	500	for receiving & paying of the said estate	} 475
by pd Mr Brough by Bill	660	praised at 4780 ^l alloweing 10 ^l p Cent	

by pd to Wm Browne by Bill	150	by attendance & time spent and ordinaries	} 150	Liber A.
by pd to Wm Browne more	35	at severall Courts about the said estate		
by pd to Phillipp Auther	50	by pd to the Governor Willm Stone esqr due	} 106	
by pd to Mr Bretton Court charges	80	to Mr Westons estate or vnderaken to bee pd		
by pd to Mr Bretton more by Bill	112	By pd or vnderaken to bee pd to	} 212	
by pd to Tho: Thomas	25	Mr Secretary for ffees		
by pd to Geo: Ackricke	50			
by pd Barth. Phillipps	50			
by pd Walt. Waterlin by Bill	300			Sum Total 4780

This seaventh of October 1650

I doe hereby constitute and appoint my welbeloved freind Zachary Waed to bee my true and Lawfull Attorney at S^t Maries to take a Lre of Administracōn out in my behaulf out of the Office of Testamentary Causes and to doe any other thing or things as any Attorney in such Case ought to doe In witnes whereof I haue herevnto sett my hand

Sign × Eliz: Commis

° No. 1650 A Lres of Administracōn are this day granted to Eliza Comins widowe of the psonall estate of Edward Comins her late husband deceased and sent by Zachary Wade inclosed in a Lre to M^r Phillipp Connor at Kent to take her oath and bond for Administracōn & returne the same in convenient time and she is to exhibit an Inventory by 25th of Marcij next vnles &c and to render an Accompt when &c.

6° No: 1650 ffrancis Vanenden acknowledgeth a Judgm^t to M^{rs} Mary Brent of one thousand pounds of Tob: and Caske

6° No: 1650. Georg Manners this day acknowledgeth a Judgm^t to Edward Hall of 997^l of Tob: and Caske the Remainder of debt of 1400^l Tob: & Caske due by Bill 10 Novembr last wherein hee the said Manners & Markes Pheypo were bound for paym^t thereof

7° No: Execuc ad satisfaciend

A Quiet est for } Cecilius &c To all the Inhitants & People p. 374
John Thimbleby } within o^r s^d Province of Maryland & to all others
whom these p^rsents shall concerne greeting. Whereas at a Court held at S^t Maries within o^r said Province the 11th day of October last vppon the mocōn & request of John Thimbleby Admrōr of Peter Mackerell deceased, who then pduced his Accompt of the said decedents estate vpon oath It appearing thereby to the Court that the said Administrator had fully administred and noe obieccōn being made to the contrary but that hee might haue his Quietus est, albeit publick pclamacōn thereof was then made This Court alloweing of the said Accompt was pleased to grant him the same Vpon consid-
eracōn whereof these are to will & require you & every of

Liber A. you that from henceforward you desist & forbear any further to sue implead molest or prosecute the said John Thimbleby for or conc'ning the said decedents estate or any part thereof as you will answere the contrary And wee doe hereby require o^r Leive^t cheif Governo^r & Chancellor or Keep of o^r great seale of o^r s^d Province for the time being & all & every o^r Councello^{rs} Comanders & Comissioners & all other Justices Judges & Magistrates within o^r said Province authorized & to bee from time to time by vs or o^r heires hereafter appointed & authorized for matters of Judicature, that they & every of them bee carefull from time to time as occasion shall require to o^r Will & pleasure herein before declared to bee duely observed & p^rformed according to Justice And that in case the said Jo: Thimbleby shall happen at any time hereafter to bee sued impleaded or prosecuted in any of o^r Courts of Justice within o^r s^d Province contrary to o^r true intent & meaning herein before signified, that they & every of them then p^rsent in Court shall admit of & allowe this Quiet est or the Record thereof for a lawfull & sufficient Plea in barr to all & every such suite Accōn or demand In witnes whereof wee haue caused o^r Secretary of o^r said Province of Maryland to publish the same vnder o^r great Seal of o^r s^d Province Given at S^t Maries the sixt day of November Anno dni 1650

Witnes o^r said Secretary Tho: Hatton

p. 376 19^o No. Whereas I William Mitchell of the City of Chichester in the County of Sussex gent did formerly intend a Voyage in person to Maryland or Virginia in the Shipp called the Thomas and John. I haue provided my self with Servants and other necessities, and Shipped two of my Children, but shall for some time remaine my self in England I doe therefore depute and trust as my Assignes to dispose of all my Men servants and Boyes shipped vpon my Accompt vnto the Charge of M^r John Henshawe M^r Richard Hodgkins and Christopher Gery (My Children and Cooke excepted) together with all my Iron ware and other Truck and Commodity (my Housholdstuff excepted) which together with my women servants I leave totally to the ordering and disposing of Anne Boulton my servant. Hereby ratifyeing and confirming whatsoever they the said John Henshawe Richard Hodgkins and Christopher Gery and Anne Boulton shall doe in the p^rmisses (They keeping an Inventory of all the said Goods and Chattells vpon their first landing and to give Accompt to mee) as well as if I my self were personally present In witnes whereof I haue herevnto sett my hand and Seale this fourth day of Aprill 1650

Witlm Mitchell

Sealed & delivered in the p^rsence of Thomas Robinson, Richard dorrington

Edward Hall his Marke for Cattell & Hoggs viz. the right Eare Cropt with a hole in it, and a hole in the left

Liber A.
p. 377

Geo: Manners his marke for Cattell & Hoggs viz. the right Eare swallow forked and the left slitt downe and the forepart taken off

At a Court held at S^t } Present { The Governor. Tho: Greene esq^r Robert
Maries vuesimo No- } { Brookes esq^r Cap^t John Price M^r
vembr 1650 } { Secretary M^r Willm Eltonhead

Mr Thomas Sturman plte
Mrs Margaret Brent Extrix
of Leonard Calvert Esq^r deft }

This Cause comeing this day to bee heard according to a former Order made vppon hearing the fifteenth of february last. Vppon reading of the said order and the Originall Grant to Tho: Pasmore and the said Pasmores Oath made in this Cause remayning vppon Record and menconed in the said former order And vppon full hearing of what could bee alleadged on both sides It is Ordered that the Plaintiffe Tho: Sturman his heires and Assignes shall for ever hereafter quietly, and peaceably hold possesse and enioy the one Thousand Acres of land and Plantacōn in question mencōned in the said former Order against the defend^t and all persons clayming from by or vnder her, or her, or Leonard Calvert Esq^r deceased his late right title or clayme therevnto

Marks Blomefield plte
ffrancis Martyn deft }

The Compte sues for a Cowe w^{ch} the defend^t agreed to pay him at Accomack and to transport her gratis hither And saith hee went to Accomack to receive her, but was denyed her to his great damage and charge wherein hee craves to bee releived To w^{ch} the deft acknowledgeth hee promised to deliver vnto the plte at Accomack a Heifer that had had a Calf w^{ch} hee was and still is ready to doe, and never denyed the delivery thereof It is therefore Ordered that the defend^t shall according to his Agreem^t deliver vnto the Plaintiffe or to whom hee shall appoint a Heifer that hath had a Calf sometime before the first of January next at Accomack, and transport her vpp to the defend^{ts} nowe dwelling House in Maryland or some place neere thereabouts by the last of March next the Compte standing to the Hazard of her in the meane tyme after the delivery But the plaintiffe not being able to prove the denyall before alleadged is to pay Court Charges

The Governor by advise of the Counsell in open Court gave leave to M^r Michaell Tainter Marryner to transport a certaine quantity of Corne w^{ch} hee had aboard his Vessell belonging to the Matapania Indians (who were gone to seate towards the head of Patuxent River) vnto them thither

Liber A. Nathaniell Pope plte } The hearing of this Cause is by consent
 John Halfhead def^t } respited till the next Court

Mr John Rosier clerke plte } Vppon reading of a former order
 Arthur Turnor def^t } made in this Cause 12^o Octobr last
 whereby the def^t had liberty till this Court to prove his damage
 w^{ch} hee being not now able to doe. It is ordered according to
 the direccōn of the said former Order that the def^t shall forth-
 with pay vnto the plaintiff the Eight hundred pounds of
 Tobacco & Caske due vpon the Bill And hee is left at liberty
 to sue for his damages If any hee can make appeare

p. 378 The same Court continued at S^t } Present { The Governor. Tho: Greene
 Maries 21^o Novembr 1650 } { Esq^r Robt Brookes esq^r M^r
 { Secretary M^r Eltonhead

Barnaby Jackson & al pltes } Vppon the Completes Peticōn this
 Katheren Hebden Widd. def^t } day exhibited into this Court thereby
 setting forth that they being seised of all the estate of Tho:
 Hebden deceased to certaine vses in the said deed expressed.
 The def^t p^rtended power to dispose of the said Estate and had
 disposed and wasted part thereof as they were informed. It
 is ordered that the defend^t shall by the next Court bring in an
 Inventory vppon oath of all such goods and chattells as were
 granted to the pltes by the deed in Trust vppon Record and
 since delivered to her vse And the Court will then take further
 Order therein And in the meane time shee is not to make any
 vnnecessary or wilful Wast of the said Estate

Willm Stone Esq^r Governor } The Completes suite being for a suffi-
 of this Province Comple. } cient Conveyance of the House at S^t
 Mrs Margaret Brent def^t } Maries where hee nowe liveth (w^{ch} hee
 lately bought of the defend^t for a valuable consideracōn) with
 Warranty against all iust claymes according to Agreem^t vppon
 the Bargaine. The def^t confessed shee once offered such war-
 ranty but saith there was noe absolute Agreement then made,
 albeit by oath p^duced by the Governor it appeared the Agreem^t
 was absolute on her part. But by consent on both sides the
 further hearing of the Cause is respited till the next Court

George Manners plte } The Complete sues to bee releived against
 Nichas Keeting def^t } the def^t for fower hundred & forty pounds
 of Tobacco due by Bill the tenth day of this p^rsent
 Moneth wherein the def^t & Markes Pheypo were bound for
 paym^t thereof to the plte. And the def^t acknowledging the
 debt put p Bill It is ordered that the said defend^t shall forth-
 with pay vnto the Complete the said fflower hundred and forty
 pounds of Tobacco

26 No: Execuc ad satisfaciend supinde

Geo: Manners plte } The Comptie sues to bee releived vppon Liber A.
 Nichās Keeting def^t } an Execucōn served vppon his estate at the
 suite of Edward Hall for nine hundred nynety seaven pounds
 of Tobacco and Caske being the Remainder due vppon a Bill
 wherein the said Comptie and Markes Pheypo were bound to
 Hall for paym^t of 1400^l of Tob & Caske in November 1649.
 from w^{ch} Ingagem^t the Comptie saith that vppon an Arbitracōn
 lately made betwixt them both Markes Pheypo and the defend^t
 p^romised to save him harmeles. Which promise the def^t deny-
 ing for his particular M^r Willm Eltonhead deposed vppon oath
 in open Court as followeth viz. That Marks Pheypo promised
 and Nichās Keeting did not disscent to save the Comptie
 harmeles from Edward Hall concerning a parcell of Hoggs
 bought of him and for w^{ch} the Comptie stands bound together
 with Markes Pheypo to pay the said Hall 1400^l Tob: p^r Bill as
 this depon^t is informed. And afterwards the def^t agreeing to
 bee bound by the Compties oath. The said Comptie deposed
 That both Markes Pheypo and the def^t vppon the Arbitracōn
 p^romised to saue him harmeles touching his Ingagem^t to Edward
 Hall nowe in question. It is therevppon ordered that the
 defend^t shall forthwith satisfy vnto the plaintiffe the said Nyne
 hundred nynety seaven pounds of Tobacco in Caske for w^{ch}
 hee is nowe vnder execucōn at the suite of Edward Hall to-
 gether with the full charges of the Execucōn and Court
 charges. 26^o No: 1650 Execuco. Supinde ad satisfaciend

Georg Manners plte } Vppon reading of a former order made in
 Paul Simpson def^t } this Cause 12^o Oct last. Neither the def^t nor
 any for him appearing to make any defence in the busines.
 It is Ordered that the defend^t shall forthwith pay vnto the
 Plaintiffe the one thousand and fifty pounds of Tob. & Caske
 in the said former order mencōned according to his Attorney
 Ingagem^t expressed in the said Order

26 No: Execuc ad satisfaciend

Edward Smith plte } Vppon mocōn made on the Compties p. 379
 Mr Cuthbt ffenwicke def^t } behaulf alleadging that his Attorney was
 sick & could not attend the hearing at his Court It is ordered
 that the hearing thereof bee respited till next Court

John Halfhead Comptie } Vppon the pltes mocōn the Hearing is
 Tho: Greene Esq^r def^t } respited till next Court

All the Causes left vnheard this Court are respited till the
 next and all warrants & somōns reinforced till then for such
 Causes

The Court rising the Governor appointed the next Court to
 bee held the Eight of January next

Liber A. John Cooke maketh oath that daniell Clocker the same yeare hee was free from his Maister Cap^t Cornewallis did demand of his said Maister his clothes, corne and land then due to him, as hee nowe p^rtends, But what answeare the said Cap^t gave him I haue quite forgott And further hee saith not.

John Cooke his marke

Jurat coram me 28 Septembr 1650

W^m Stone

The deposicōn of Mawdlin the wife of Willm Whittle taken this 17th of November 1650

This depon^t saith that whilst shee lived with M^r Cuthbert ffenwick there came daily to M^r ffenwick Penne a Cowe w^{ch} Willm Smoote laid clayme to w^{ch} said Cowe brought a reddish Calf, but whether it was a Cowe Calf or Bull Calf shee cannot depose And further shee saith not

The marke of Mawdly Whittle

Jurat coram me Willm Bretton

To the ho^{ble} Governor and the Worth Counsell of
the Province of Maryland &c

The humble Peticōn of the Inhabitants of the County of Kent
whose names are vnder subscribed
Sheweth

That for these 5 yeares last past or thereabouts divers Cattell of the then Inhabitants vppon the said Island haue beene suffered to runne wild whereby their Increase sithence being still vnmarked doe also runne wild, and noe course hath beene hitherto taken either for the tameing them or discovery to whom their Increase doth p^rperly belong nor howe they ought to bee proporcioned By reason whereof yo^r Peticōners are not onely hindred of all benefitt they might make of their severall shares of the said Cattell and Increase iustly belonging to them but are much p^riudiced also in having their tame Cattell carryed away and spoiled by Wild Bulls, and the said other wild cattell to yo^r Peticōners very great damage and the p^riudice of the Comōn wealth.

Yo^r Peticōners therefore for redresse hereof humbly pray that this Court will appoint some speedy course to bee taken for the getting vpp of the said wild Cattell soe as they may bee devided distributed & disposed of as this Court shall thinke fitt according to right equity and good conscience And they shall ever pray &c.

John Winchester	Nicholas Browne	Tho: Pett
Elizabeth Commins	Henry Morgan	W ^m Jones
Edw: Claxton	Tho: Bradnox	Robte Martin
John Salter	ffrancis Lumbard	Rich. Blunt
Phillip Conner	Roger Baxter	Willm Porter
John Phillipps	John deere	

At a Court held }
 at St Maries 7^o } p^rsent { the Governor
 Novembr. 1650 } { Tho: Greene Esq^r
 { Cap^t Jo: Price
 { the Secretary

Liber A.

Vppon consideracōn this day had of a Peticōn exhibited vnto this Court by the Inhabitants of the County of Kent Whose names are therevnto subscribed, and of the publick annoyance therein mencōned The Court conceiving the first occasion of the running Wild of the Cattell in the Peticōn mencōned to bee the late troubles happening in this Province. It is ordered by and with the consent of M^{rs} Margaret Brent now p^rsent in Court on the behaulf of herself and as Attorney for Giles Brent Esq^r her Brother, both interested in the said Wild Cattell (as she alleadgeth) That as well shee the said M^{rs} Brent and such of the said Inhabitants as any others who clayme any Interest in the said Wild Cattell makeing their right thereto appeare in the County Court at Kent bee at liberty by themselves or whom they shall imploy therein to gett vpp the said Cattell as is desired, And (if they thinke fitt) to kill all or any of the wild Bulls in the Peticōn mencōned The Beefe whereof (saving what may bee necessarily spent about the getting vpp of the said Cattell) they are to p^rserue or bee answerable for in value, And for the better division & distribucōn thereof, and of the rest of the said Cattell & Increase, The p^rsons interested as aforesaid are to make it appeare particularly by prooffe or otherwise either in the County Court at Kent or to this Court what Cattell every of them had w^{ch} ranne wild amongst the said Cattell and when. W^{ch} being done and Certified This Court will therevppon or otherwise p^rceed to make such division & distribucōn in the p^rmisses as shalbe fitt. Vnless all the parties interested as aforesaid doe amongst themselves agree vppon a iust and fitt division & distribucōn therein. And in that case such division & distribucōn is confirmed by this p^rsent Order Provided that in all their p^rceedings aforesaid there bee noe wrong done to his Lo^{pp} in any thing iustly belonging to him, ffor w^{ch} purpose M^r ffrancis Brookes whom his Lo^{pps} Attorney hath authorized on his Lo^{pps} behaulf therein is too bee at liberty as well as any of the rest to make clayme on his Lo^{pps} behaulf by prooffe or otherwise to any share or proporcōn of the said Cattell or Increase And this Order and the power therein given is to stand in force till the tenth of January next and noe longer

To his very loving ffreind M^r W^{ill}m Smith
 these p^rsent

Sir

Since I had the happines to see you in London I haue taken resolucōn for a more speedy voyage then I formerly

Liber A. intended, by meanes whereof yo^r daughters departure is very neere at hand, This hath occasioned me to request (since my pressing occasions pmitt not to give you a visitt) that you would affoord mee the happines of discoursing with you in London more particularly then I haue yet had opportunity to doe in a thinge that soe neerely concernes yo^r child. Sir if you please to come it must bee suddenly And if it bee yo^r pleasure to adventure yo^r self at Sea to bee an Eye witnes howe yo^r Child is disposed of I will willingly make fitt and competent provision for yo^r Journey stay and returne at pleasure without any charg at all to yo^r self, and shall thinke my self happy in yo^r society and converse And if you and M^{rs} Smith thinke fitt to bestowe any houtholdstuffe on your daughter w^{ch} wilbe a Comodity will there turne her to a considerable advantage I doe ingage my self vpon myne Honor and reputacōn that it shall passe vpon her Accompt and for her owne vse and benefitt In w^{ch} I will not intermedle nor p^rtend any Interest. Sir this with my respects is all at p^rsent from Sir

Yo^r affeccōnate ffreind W. Mitchell

London 21^o ffebr 1649

25^o dec A Caveat is this day entred on the behaulf of Susanna Porter Widowe the relict of Wilm Porter of the Isle of Kent concerning her late husbands estate.

27^o dec Thomas Hamper a Judgm^t to L^t Nichās Gwither of 340^t of Tob: & Caske as witnes his hand.

Signd

Execuc inde eod die ad satisfaciend Tho: × Hamper

28 dec Wilm Marshall his Marke for cattell and Hoggs viz: the right Eare slitt and the left slitt and the vnder part cropt off and two slitts in the Cropp

28 dec Robert Allen sonne of Tho: Allen dec. his marke for Cattell and Hoggs Viz: both Eares slitt and the vndersides cropt offe

27 dec. 27^o May 1650. According to the liberty and direccōn of an order made the last Assembly concerning the charge of redeeming the children of Tho: Allen deceased Wilm Marshall this day doth vndertake at the next Cropp to pay the 600^t of Tob: and Caske for redempcōn of Robert Allen the yonger of the said two Children, and hath deposited a Bill of 300^t of Tob: and Caske payable the tenth of November next to him the said Wilm Marshall from Walter Waterling in M^r Secretaries hands, in part of paym^t And the said

Child to bee at liberty to live with him the said Marshall or ^{Liber A.} any other whom the said Child shall best like of without any Tye or restraint of servitude Witnes his hand

Sign

Testor Tho: Hatton

W x Marshall

3^o dec 4^o decembr 1650. Witnes my hand that I Zephania Smith of Providence in Annarundell County in the Province of Mariland haue sold and already delivered vnto Robert Simpkin of the same place a Shallopp newly trymmed and fitted, in burthen 12 Tuns more or lesse with a small Boate belonging to her and Ropes Sailes grapling Cable and all things else w^{ch} nowe doe belong to her as they nowe are, To possesse and enioy the same as his owne pper goods & chattells. ffor a somme of Tobacco in part already paid by the said Robert, And the Remainder to bee paid by his Bill passed to mee In p. 381
witnes to the truth hereof I haue sett to my hand the day and
yeare aboue written Zephania Smith
Witnes Tho: Hatton Withm Chappell

8^o January Humfry Howell appointeth Georg Manners Attorney for him & his wife and on the behaulf of his wives Children

8^o January Henry Potter appointeth George Manners his Attorney in Court in the Cause betweene him & M^r Elton-head.

ffrancis Poesey maketh oath that about 5 weekes since hee being at the House where Richard Browne lately lived in S^t Clemens Hundred and where one Georg Browne then kept a Store, there sawe the said Georg Browne and one Mathew Williams in a violent manner assault & beate the said Richard Browne in the said House. Onely (soe farr as this depon^t could pceive) for that the said Richard Browne said the said House was his And further deposeth not

Jurat 11^o January 1650 Tho: Hatton

At a Court held at S^t Maries } Present The Governor. Cap^t John Price p. 382
16 dec. 1650 } M^r Tho: Hatton

Vppon mocōn made to this Court It is ordered that Henry Morgan be Gardian to Tabitha the daughter of Robert Short deceased to sue implead psecute & defend for and on her behaulf and to all other intents & purposes in such cases vsuall

Liber A. At a Court held at S^t Maries } Present. The Governor. Cap^t John Price
the eight of January 1650 } Willm Mitchell Esq^r Willm
Eltonhead Esq^r. M^r Thomas Hatton

Willm Mitchell Esq^r was this day sworne of his Lo^{pps} Counsell in open Court Vppon debate of the matter this day about the death of Raphe Beanes servant the said Beane moving to haue a discharg vppon the Evidence produced. But the Jury not agreeing in their Verdict It is ordered that all the Jurors meete together at the nowe dwelling House of Luke Gardiner at the Herring Creeke vppon Saturday the 18th day of this p^rsent Moneth to consider further of the busines, and to give in their Verdict by the next Court whether or noe the said Servants death was occasioned by any default of the said Raph Beane his Maister. Wherein if they faile the Court will impose such ffines vpon them for such default as shalbe thought fitt.

Hugh Hopewell bringing into Court (by the Governors appointm^t) two Guns by him lately taken from two Indians imployed by Luke Gardiner and Willm Johnson without warrant as was alleadged The said Gardner and Johnson not appearing It is ordered that the said Hopewell detaine the Gunns in his custody till the next Court. And the said Gardner and Johnson haue liberty till then to shewe cause (if they can) why they should not bee forfeited according to the Act in that case pvided

daniell Clocker plte
Mr Cuthbert ffenwick } The plte according to a former order of
Attorney of Cap^t Tho: } the 25th of January 1649 sueth for Corne
Cornewallis def^t } & Clothes &c according to the Custome of
the Contry. But the def^t desiring further time till hee may
heare againe from Cap^t Cornewallies It is ordered with the
pltes consent that the matter bee respited till the first of
december next And if by that tyme the defend^t cannot shewe
cause to the contrary hee is then to pay vnto the plaintiffe the
Corne Clothes and other things due by the Custome of the
Contry for his service to the said Cap^t Cornewallies

1650

Liber B. Know all men by these presents, that I ffrancis Martin of
L. O. R. No. 1 Maryland, for a valuable Consideration have sold and delivered
p. 162 unto Marke Blomefield, one black Cow with a flower de luce
on the left Ear, and Crop^t and underhanced on the right ear,
To have and to hold the S^d Cow from the claime of any person
whatsoever, as witness my hand this 25th day of January, 1650
The Mark of ffrancis Martin
Wittness John Starman

John Slingsby pte } The ptes suite being to haue a Bill delivered Liber A.
 Richard Nevitt def^t } vpp vnto him w^{ch} hee entred to the def^t for p. 382
 paym^t of two hh^{ds} of Tobacco w^{ch} hee alleadgeth is paid, And
 the def^t acknowledged hee received the two hh^{ds} and that there
 was not any marke vppon them when hee received them, but
 saith Walter Pakes challenged one of them as formerly paid to
 him by the pte and had the same. This Court nevertheles
 vppon the def^{ts} said acknowledgm^t of the Receipt doth order
 the said Bill to bee delivered vpp and cancelled

10 ffebr 1650. Whereas Richard Ware is indebted to p. 383
 Edward Scurffield Marryner three hundred and fifty pounds of
 Tobacco and Caske. Walter Pakes this day doth acknowledge
 the same to bee due and doth binde himself his heires Exec^{rs}
 and Adm^{rs} to pay the same to the said Scurffield his Exec^{rs}
 Adm^{rs} or Assignes at his dwelling house at Newtowne the
 tenth day of November And the said Scurffield in consideracō
 thereof accepteth of the said Pakes for his paymaister accord-
 ingly

Walter Pakes

Test Tho: Hatton

These p^rsents witnes that I Cap^t Willm Stone esq^r doe fully
 bargain & put to sale three Cowes vnto Edward Hall and his
 Assignes and to beare him harmeles from all iust claymes
 whatsoever that shall ensue vppon the said Cowes and their
 Increase given vnder my hand this 14th of ffebruary 1650
 Testor Edmond Wormell W^m Stone

11 ffebruary 1650. Walter Pakes acknowledgeth himself to
 owe vnto Raphe Beane eleaven hundred and fifty pounds of
 Tobacco and Caske to bee paid to him the said Raphe his
 Executors Adm^{rs} or Assignes by the said Walter his heires
 Exec^{rs} or Adm^{rs} vppon the tenth day of November next.

Witnes his hand

Walter Pakes

Testor Tho: Hatton

Whereas M^r Robert Clarke stands ingaged by Bill to pay
 vnto John Hatch Attorney of Skipper Abraham Johnson Two
 thousand twoe hundred and eighty pounds of Tobacco and
 Caske or thereabout being the debt of M^r Phillipp Land. Hee
 the said M^r Land for the said M^r Clarkes security and saving
 harmeles of and from the said Ingagem^t doth hereby make
 over assigne and deliver to the said M^r Clarke his the said M^r
 Lands whole estate within this Province or elsewhere to bee
 answerable for the purpose aforesaid.

Witnes his hand this 11th of ffebruary 1650

Testor Tho: Hatton

Phillip Land

Liber A. Serg^t Richard Nevitt doth acknowledge himself to owe vnto Raphe Beane fourteene hundred Sixty six pounds of Tob. & Caske to bee paid by him the said Richard Nevitt his heires Exec^{rs} & Adm^{rs} to the said Raphe Beane his Exec^{rs} Adm^{rs} or Assignes vppon the tenth day of November next Witnes his hand the 11th day of ffebruary 1650

Testor Tho: Hatton

the marke of
Richard R Nevitt

p. 384 15th ffebr 1650. William Bretton gent this day acknowledged a Judgment of Eleven Hundred pounds of Tobacco and Caske to bee paid by him to William Stone Esq^r Governor of this Province. Witnes his hand.

Will^m Bretton

Testor Tho: Hatton Exec inde 11^o Oct 1652 v^rsus pson & 909^t
Tob. remaind^r Judicij p^rdict

At a Court held at S^t Maries } p^rsent. The Governor, Secretary
13^o ffebr 1650 } W^m Eltonhead Esq^r W^m Mitchell esq^r

Vppon mocōn made vnto this Court by Lewyn Bufkin Esq^r and on the behaulf of Robt Kedger Edward Hall John Buttry and other Credditors of Robert Brooke Esq^r one of his Lo^{pps} Counsell, and vppon the said M^r Bufkins informacōn that hee relyeing vppon the said M^r Brookes faithfull promise to bee at the last Provinciall Court there to bee answerable to the said M^r Bufkins demand of a debt claymed to bee due to him from the said M^r Brooke Yet failed therein, though the next day before the said Court hee was at the Governors House where the Court was to bee held, and was by the Governor and Counsell there expected to bee assistant vnto them as it is conceived hee ought by vertue of his place, and the said M^r Bufkin not any wayes doubting of his p^rsence there forbare to procure a So^mons from the Governor for his appearance. And vppon the said M^r Bufkins further informacōn that hee is very suddenly to returne for England or Holland and that hee is like to bee much dampnified for want of certaine Tobaccoes due vnto him from the said M^r Brooke (w^{ch} hee relyed vppon for his better supply at his arrivall) vnles by the ayde and assistance of this Court hee may receive speedy releife therein And vppon severall other informacōns from other of the said Credditors, and other Motives inducing this Court therevnto It is by this Court this day ordered that if the said Robert Brooke esq^r being served with a Lre or So^mons from the Governor for that purpose together with a Coppy of this p^rsent Order vnder the Secretaries hand shall not at the next Court to bee held for this County at S^t Maries vppon Wednesday

next appeare and answere at the suite of the said Lewin Bufkin Esq^r and of other the before mencōned Credditors and shewe good Cause why Judgm^t should not passe against him vppon theire severall demands this Court will then proceed to give them such Releife therein as shalbe fitt his the said M^r Brookes absence or default notwithstanding. Liber A.

According to the direccōn of the aboue recited Order a Somōns issued out as followeth. directed to the said M^r Brookes. Sir. After my harty commendacōns, These are in the Lo: Prop^{rs} name (according to the vsuall manner to those of his Lo^{pps} Counsell) to will and require you to appeare at the next Court to bee held for this County at S^t Maries vppon Wednesday next being the nyneteenth day of this p^rsent Moneth then and there to answere at the severall suites of Lewin Bufkin Esq^r Robert Kedger Edward Hall John Buttery and other yo^r Credditors in severall Accōns of debt and to abide the Order or Orders of Court therein And further these are to give you notice that in case of yo^r default in not appearing Judgm^{ts} wilbee awarded to the parties before mencōned and other of the said Credditors prosecuting for it as the Court shall thinke fitt Hereof I desire you will take speciall notice And rest yo^r very loving ffreind

W^m Stone

S^t Maries 13^o ffebr 1650

Martin Kirke appoints Georg Manners his Attorney in Court ag^t ffrancis Antell

ffebr 15 Anno 1650

p. 385

Knowe all men by these p^rsents that I Henry ffox haue sould and delivered to John Ward one browne Cowe and a Bull Calf both bearing one Marke, that is, overkeeled on both Eares with the tipp of the right Eare cutt off, and the aboue-said Henry ffox doth avouch the said Cattell to the said John Ward against all claymes & suites of lawe whatsoever witnes my hand the day and yeare abouewritten

The marke of Henry ffox

Testes John Wade. Charles Maynard.

At a Court held at S^t Maries }
vpon Wednesday the 19th day } p^rsent { The Governor. W^m Mitchell Esq^r p. 386
of ffebruary Anno dni 1650 } { W^m Eltonhead Esq^r Secretary

Levin Bufkin Esq^r plte }
Robert Brooke Esq^r def^t } Vppon the reading of a former Order
of the 13th of this p^rsent moneth made in
this Cause vppon the pltes mocōn, and also of a Lre from the
def^t dated the 18th day of ffebr instant directed to the Governor
and Counsell by w^{ch} Lre it appeared that the def^t had appointed
Charles Brooke gent his sonne to bee his Attorney in his

Liber A. absence the said Mr Charles Brooke being nowe p^rsent The Court proceeded to the hearing of the Cause. And the Com^pltes suite being to bee releived for 1560^l of Tob: and Cask Damages for 13. weekes service for two men according to a Coven^ant or Agreem^t of the 20th of August last witnessed by the Governor Wⁱllm Stone Esq^r and nowe read being as followeth viz. August 20. 1650. Mem^d the day and yeare aboue written agreed betweene Elwyn Bufkin Esq^r of the one party and Robert Brooke of Maryland Esq^r of the other party. That hee the said Elwyn Bufkin shall and doth hereby lett out vnto service two Menservants belonging to Mr Mitchell (one named Edward Philpott the other Vincent Atkinson) to the aforenamed Robert Brooke for 13 weekes next after and ensueing the date hereof. Hee the said Robert Brooke paying for every weekes service of these two men 120. weight of good merchantable Tobacco and Caske after the end of the said service. In witnes whereof the parties to these p^rsents interchangeably haue sett their hands
Signed in the p^rsence of Wⁱllm Stone. Robert Brooke

To w^{ch} clayme of the p^ltes the defend^t by his said Lre and Attorney answered that hee owed him nothing, ffor that the Specialties being p^rvsed the Court might bee pleased to observe that the def^t hired the Men ioyntly for 13 weekes service and at the end of their service was to pay soe much. And that till the p^lte could prove that 13 weekes service noe Court vnder heaven could enioyne the def^t to give him one penny without the height of Iniustice & oppression. And that hee was sure the p^lte could never prove. ffor Vincent one of the two men was absent noe lesse then full five weekes of the p^rtended thirteene, and that the p^lte could not deny this and that if hee should hee the def^t had aboue 40 witnesses to depose against him. And that hee had vnder the p^ltes owne hand and seale wherein hee acknowledged that one of the men had not served out his time, and that therefore hee wrote to Mr Henshawe to lett both the men worke some considerable tyme to make vpp that one mans absence, but this was not embraced by Cap^t Mitchell who by his menaceing Lre bearing date November 25. pemptorily commands them away vppon sight of it And though it was August the 20th that their Specialties beare date, yet was it August the 23th before Philpott was delivered him, the Governor then having occasion for the men to finish some worke and the p^lte granting that hee should And after the 20th of November neither of them wrought a day, onely they stayed some dayes for their owne pleasure and that was all, And therefore the Case being soe cleere the def^t doubted not but the Court in all Justice would

give him Costs & charges against the p^lte and dismisse the suite. Wherevpon the Com^{pl}te produced the deposicōns of the said vincent Atkinson and Edward Philpott taken in open Court and being as followeth viz. Liber A.

The 11th of ffebr 1650. Vincent Atkinson aged about 20^y yeares deposeth as followeth viz That hee the said Vincent Atkinson did serue M^r Brooke of de le Brooke the full terme of three monethes vppon the Accompt of Levin Bufkin Esq^r And this depon^t farther saith that by the direccōn of M^{rs} Brooke this depon^t and three of the said M^r Brookes his servants went into the Woods to kill Venison or other provisions in respect of the p^rsent want in M^r Brookes his ffamily, and that this deponent had a Gunne delivered him by M^r Brooke for that purpose, and powder and shott delivered him by his the said M^r Brookes sonne, and that this depon^t and the rest with him lost themselues in the woods and came downe to St Maries where this depon^t was sicke, but was not in all that time entertayned by any of his Maisters servants or M^r Bufkin or any for him And with the first opportunity this depo^t with M^r Brookes his servants returned to the said M^r Brookes his House. And further deposeth not.

11th of ffebr 1650. Edward Philpott aged about 49 yeares deposeth as followeth viz. That he the said Edward Philpott did serve M^r Brooke of de le Brooke the full terme of three monethes vppon the Accompt of Levin Bufkin Esq^r and further deposeth not.

Vppon the reading of w^{ch} deposicōns and of the Com^{pl}tes Lre to the def^t of the 9th of November last and of Cap^t Mitchells note to the said Philpott & Vincent dated the 25th of the same moneth both mencōned in the def^{ts} Answer It was thought fitt to referr the Tryall of this Cause to a Jury. ffor w^{ch} purpose the Sheriffe impannelled M^r Cuthbert ffenwick M^r Richard Hoskins M^r Edward Wormell M^r Thomas Mathewes M^r Phillipp Land M^r ffrancis Brookes M^r John Hatch Stephen Salmon John Buttery Edward Scurfield Wilm Johnson and Luke Gardiner. who made choise of the said M^r ffenwick for their fforeman, and had in charge given them vpon oath to consider of the p^ltes demand and the def^{ts} Answer and of all the before mencōned and all other evidences heard on both sides, and therevpon to examine what time the said two servants did contynue in the def^{ts} service and what alloweance the Com^{pl}te ought to haue for the same, and thereof to give in their Verdict. Which after some time spent therein they did accordingly being as followeth viz. The Jury findes for the plaintiffe according to his Condicōn which is ffifteene Hundred and Sixty pounds of Tobacco and Caske. It is therefore ordered according to the said Juries Verdict that the defend^t shall forth- p. 387

Liber A. with pay vnto the Complaynant ffifteene Hundred and Sixty pounds of Tobacco and Caske. 8^o March Execuc. ad satisfaciend

Edward Hall plte } The plte sues for twelue hundred weight
Robt Brooke Esqr def^t } of Tob: and Caske due to him from the
def^t 26 decembr last by Bill and payable on St Georges River
and one hundred and twenty pounds of Tobacco and Caske p
Accomp^t To w^{ch} the defend^t (appearing by his Attorney) in
Answer saith and confesseth that the plte had his Specialty
for 1200 weight of Tob. and that hee owed him over and
aboue for two bushells of Onyons w^{ch} he valued at 120^t more.
for w^{ch} hee said hee would make him over a manservant bound
for foure yeares. hee giving the def^t the Remainder in Tobacco
or paying as much to his Credidors as would make it 2400^t of
Tob: w^{ch} the def^t conceived was a faire satisfaccōn And soe
desired the suite might bee dismissed. Vppon w^{ch} confession of
the def^{ts} in his Answer It is ordered that hee the said def^t
shall forthwith pay vnto the Complt^e Thirteene hundred and
twenty pounds of Tobacco and Caske.

Robert Kedger plte } The pltes suite being for 820^t of Tob:
Robert Brooke Esqr def^t } and Caske due to him from the def^t by
Bill the 10th of November last. and 167^t of Tob: & Caske more
p Accompt for 33^t and an half of Butter sould him. To w^{ch} the
def^t (appearing by his Attorney) answered onely that the plte
had dealt very vnworthely with him for that hee had promised
to stay for his Tobacco till the next Cropp And that the def^t
had prooffe thereof. To w^{ch} the Complt^e Replyed that true it
was hee made the def^t a condicōnall pmise to forebeare soe as
hee would assigne him over Bills for his debt somewhere vppon
or neere St Georges River And the def^{ts} sonne Mr Charles
Brooke being examined said the plte did make such a pmise
as was mencōned in his ffathers Answer but it was soe done
vppon some further Agreem^t wherevppon it is thought fitt by
this Court and soe ordered. that vnles the defend^t shall by the
next Court either assigne over to the plte good Bills for his
debt vppon or neere St Georges River payable the next Cropp
or then shewe good Cause to the contrary hee shall then with-
out further order or Judgm^t herein forthwith pay vnto the
Complt^e Nyne hundred eighty seaven pounds of Tobacco and
Caske Noe Cause shewed this being the 8th of March 1651

John Buttery plte } the plte sues for paym^t for five weekes
Robt Brooke Esqr def^t } worke being a Carpenter after the rate of
450^t of Tob. and Caske p moneth by Agreem^t The def^t by
his Answer confesseth hee hired him for 450^t of Tob.

the moneth but saith hee hired him for two monethes, and that hee worked with him five weekes of those two monethes and then went away vppon some distast. It is therefore vppon the defend^{ts} confession ordered that hee the said def^t shall forth with pay vnto the p^{lte} foure hundred and fifty pounds of Tobacco and Caske for one monethes worke. Liber A.

W^m Andrewes Esq^r Skipper Jacob derrickson
 Lewis ffroman & Henry Adams, Luke Gardiner } p^{ltes}
 James Lindesey Thomas Mathewes & John dandy }
 Robert Brooke esq^r def^t }

The p^{lte} M^r Andrewes sues the defend^t for 3400^l of Tob: & Caske p Bill & damages The p^{lte} derrickson for 385^l Tob: & Caske or thereabouts p Bill Lewis ffroman & Henry Adams for 2008^l of Tob: and Caske p Bill. Luke Gardiner for 265^l of Tob: for Cowpers worke James Lindsey for 310^l Tob. & Caske p Accompt M^r Thomas Mathewes for 1629^l of Tob. and Caske p Bill and 200^l Tob. p moneth for Storage p Accompt. and John dandy sueth to bee releived against the defend^t for 700^l of Tob. and Caske due to him p Bill and as Assignee of John Hallowes for 1251^l Tob. & Caske p Bill and for 164^l of Tob & Caske p Accompt for worke Vppon all and every of w^{ch} the said Compltes severall Mocōns and vppon relacōn to the former pceedings it is ordered that vnles the said def^t having notice thereof shall at the next generall Court to be held for the County of S^t Maries the 20th day of March next shewe good Cause to the contrary hee shall then be adiudged to pay vnto every of the said severall Complts respectively soe much as they shall then make appeare to bee iustly due vnto them by the said defend^t.

7^o Marcij 1650. Raphe Beane this day countermandeth and p. 388
 revoketh a former Lre of Attorney to Georg Manners and
 appointeth his Brother Walter Beane to bee his lawfull
 Attorney in all Causes in Court and to all other intents &
 purposes witnes his hand

Tester Tho: Hatton

The marke of
 Raphe P Beane

7^o Marcij. ffebr 17th 1650. Knowe all men by these p^rsents
 that wee John Shercliffe and Henry Spinke doe bynde our-
 selues our heires exec^{rs} Adm^{rs} & Assignes to pay or cause to
 bee paid to Raph Beane or his Assignes the full and iust sōme
 of Three thousand and Three hundred pounds of good mer-
 chantable Leafe Tobacco and Caske at or before the tenth of
 November next ensueing the date hereof And for better
 security of the aforesaid debt wee the said John and Henry
 doe binde over vnto the aforesaid Raphe Beane all our right
 title and Interest of our House plantacōn stock of Hoggs

Liber A. Cowe Calf and our Cropp vppon the ground for the true payment of the aforesaid debt In witnes whereof wee haue herevnto sett our hands the day and yeare aboue written

John Shercliffe his Marke
Henry Spinke

Witnes Richard Willan

These p^rsents testify That whereas Zephaniah Smith hath received a Lre of Attorney from mee to receive some debts for mee at Maryland. I doe revoke countermand and make voyde the said Lre of Attorney in all things to all intents and purposes whatsoever Having given Order to M^r Thomas Marsh to receive the said debts to his owne vse Witnes my hand ffebr 9th 1650 W^m durand

Test Edw: Lloyd

12^o Marcij: Aprill 19th 1647. These are to authorize Thomas Bradnox and Edward Comins gent to take into their custody all the Neate Cattell vppon the Isle of Kent belonging to any person or p^{ersons} w^{ch} are absent from the said Island, and them to keepe in their custody or tuicōn, and to charge the Accompt of keeping of them to the owner thereof And for soe doing this shalbe your Comission Given at the Isle of Kent L. Calvert

eod July this 19th 1642. Knowe all men by these p^rsents that I John Smith of the Isle of Kent planter haue received full satisfaccōn of Thomas Bradnox of a debt due from M^r William Branthwait vnto the said John Smith of Seaventeene hundred pounds of Tobacco and likewise another debt of six hundred pounds of Tobacco due from the said M^r William Branthwait I say Received by mee the day and yeare aboue written

Sign John Smith

Witnes John Metcalf. dirch Serritt

eod Nov^rint vniv^rsi p p^rsentes me Johem Smith Insula de Kent planter teneri & firmit obligari Willo Branthwait de eod loco gen in triginta mille ponder bone & m^rchantabil Tobacco solvend eidem Willo Branthwait aut suo cert Attorn executor sive Assign suis Ad qu. quidem soluendm bene & fidelit fac obligo me hered exec & Adm^{rs} meos firmit p p^rsentes Sigillo inde sigillat dat vlt die ffebr Anno dni 1639 The Condi^cōn of this Obligacōn is such that if the aboue bounden John Smith his heires exec^{rs} & Assignes doe & shall well & truely save & keepe indempnified the said M^r William Branthwait from all manner of claymes suites of lawe or other troubles

whatsoever that may come or insue vnto the said Mr Willm Liber A.
Branthwate by reason of the goods lately bequeathed vnto
Katherine the daughter of the said John Smith by the last Will
& Testam^t of Henry Crawley late deceased That then this
Obligacōn to bee void and of none effect or else to stand in
full force power and vertue

Signd John Smith

Sealed & delivered in the p^rsence of

ffrancis Rabnett
John Gresham

Knowe all men by these p^rsents that I John Smith of Cray- p. 389
ford in the Isle of Kent planter haue given granted assigned
& made over, and by these p^rsents doe give grant assigne and
make over vnto Mr William Branthwait of Broadcreeke and
Island aforesaid gent All my right title clayme and interest
w^{ch} I haue in the lands goods cattell & chattells of Henry
Crawley late deceased in the right of my daughter Katherine
and bequeathed vnto the aforesaid Katheren by the last Will &
testam^t of the aforesaid Henry Crawley And I doe further give
and grant vnto the foresaid Mr W^m Branthwait full power to
doe any lawfull Act or acts as also to administer vpon the said
estate and to doe whatsoever shall belong or of right shall
seeme expedient to bee done in busines of the like kinde and
nature with as full power and authority and in as large &
ample manner as if I myself were to doe the same In witnes
whereof I haue herevnto sett my hand the last day of ffebruary
1639.

The marke of John Smith

Signed & delivered in the p^rsence of. ffrancis Rabnett
John Gresham

ffebr the 19th 1639. Memrd that John Smith of the Isle of
Kent in the Province of Maryland Planter doe acknowledge to
haue received of Mr Branthwait of the aforesaid Island gent
the iust quantity of twenty six hundred pounds of Tobacco
being a debt due vnto mee from the estate of Henry Crawley
of the aforesaid Island deceased. And doe freely acquitt and
discharge the said William Branthwait of all debts Whatsoever
betwixt the aforesaid Henry Crawley deceased and mee
Witnes my hand

Sign John Smith

Witnes Robert Lake. Willm Lant.

Whereas Henry Crawley of the Isle of Kent deceased hath
by his last Will & Testam^t given all his whole estate scituate
at the Broadcreeke in the aforesaid Island or elsewhere, and
likewise all debts and Recoveries whatsoever vnto Katheren

Liber A. Smith of the aforesaid Isle daughter vnto John Smith planter. Knowe all men therefore by these p'sents that I John Smith ffather vnto the said Katheren for diuers good reasons mee therevnto moveing, and for the better Improveing the estate for my said daughters vse haue hereby sold all my daughters rights & titles in the said estate whatsoever belonging or any wayes appertayning vnto the said Henry Crawley deceased moveing or being in or vppon the aforesaid Island or elswhere vnto M^r Willm Branthwait Co^mander of the Isle of Kent, the said M^r Willm Branthwate paying vnto the said John Smith for the vse of his said daughter Katheren 2000^l of Tobacco in leafe and one House and plantacōn comonly called Craford ffort belonging vnto the said M^r Willm Branthwait with all rights & titles therevnto belonging Provided that the said John Smith pay vnto Robert Cowper Carpenter ffive hundred pounds of Tob: for the making of one Shedd and lathing the Chymney of the said House And likewise the said Willm Branthwait is to give vnto the said John Smith for the vse of the said Katheren one servant called by the name of Henry Cartwright and one fflock bedd w^{ch} the said servant vse to lye vppon, and one Blankett The said John Smith warranting the said Willm Branthwait quiett pōssion of the said estate without lett or disturbance the said Willm Branthwat being at all charge for the proveing the said Will and likewise paying the debts of the said Henry Crawley wherevnto both parties haue sett theire hands this 18th of ffebruary 1639.

Copia vera testis Phillipp Conner

15^o Marcij An Administracōn is this day granted to Phillip Conner gent of the goods chattells debts and psonall estate of Robert Short of the Isle of Kent planter deceased in the behaulf of his children and power given to Cap^t Robert Vaughan to take his oath in the vsuall manner, the Inventory to bee exhibited by Michās next vnles &c

15^o Marcij An Administracōn is this day granted to M^r Thomas Ward Chirurgion in right of Eliz his wife of the psonall estate of Edward Co^mins of the Isle of Kent planter deceased on the behaulf and to the vse of the children of the said Edward, and power given to M^r Phillipp Conner to take his Oath and take security as hee shall thing fitt The Inventory to bee exhibited by Michās next vnles &c.

15^o Marcij An Administracōn is this day granted to Susan Porter widowe of the personall estate of Willm Porter of the Isle of Kent her late Husband deceased And power is given to Cap^t Robert Vaughan to take her oath & security if hee

thinke fitt, with reference to the Order of the last Assembly Liber A.
touching the goods allowed her The Inventory to bee exhibited
by Michās next vnles &c

October 1^o 1650. The last Will and Testament of William p. 390
Porter. In the name of God Amen. ffirst I bequeath my Soule to
God that gave it, and my body after I am departed out of this
p^rsent evill world to bee decently buried trusting & hoping by
the meritts and mercy of my Lord and Saviour Jesus Christ hee
will revnite my soule & body together and by his rich mercy in
Jesus Christ hee will make mee ptaker in this life of the ffruits
and effects of Christs death before hee take mee hence, and
after I depart hence hee will raise mee vpp and make mee enioy
the full fruicōn of happines and glory in his everlasting King-
dome. And as for my temporall estate that God hath given
mee I bequeath it all to my loving wife Susanna Porter, after
my departure hence And if it shall please God to take my wife
next after mee to himself After her decease I doe bequeath it
to my daughter Joane Hudd, and to bee further disposed of
after her decease to her Children And this to bee my last
Will and Testament irrevocable to stand without any chang
witnes my hand for the performance of this my last Act &
deed to bee performed after my decease

Willm Porter

Witnessed by Walter Smith

12^o ffebruary John Halfhead appointed Geo: Manners his
Attorney in a Cause in Court against M^r Nathaniell Pope

12^o ffebr. Robert Robins appointeth Geo: Manners his
Attorney in a Cause depending against Arthur Turner

The 11th of March 1650. Received by mee Edward Scur-
field to the vse of John Vnderhill from Cap^t John Price the full
somme of three hundred eighty three pounds of Tobacco and
Caske As witnes my hand

Tho: Lugg The marke of daniell Clocker. E S

The mark of Edward Scurffield

March. 20th memorandu th^t I Cuth: ffenwick gentⁿ doe
hereby make ou^r unto John Danby Blacksmith, all my right in this
tre of Admīstraōn, wth all rights, goods or chattells, w^{ch} are due, or
w^{ch} mought or could or right bee due, or apperteine to mee, as
belonging to th^e wthin mentioned Nicolas Harueyes Estate by
uertue of th^e same. Wittnes my hand. Cuth: ffenwick
Cora me Will^m Bretton.

Liber A. 1^o April 1651 Bartholemewe Phillipps his marke for Cattell & Hoggs Viz: A hole in the right Eare, and the left Eare overkeeld.

1^o April 1651 M^{rs} Margaret Brent this day revoketh all Lres of Attorney by her at any heretofore made to George Manners.

By the Leive^t &c of Maryland

These are to authorize M^r Richard Browne to examine vppon oath by him to bee administred what witnesses ffrancis Poesey shall thinke fitt touching a bargaine lately made betweene him the said Poesey and Benjamin Gill for a certaine quantity of land Given at S^t Maries this 12th of September 1650

W^m Stone

This Bill bindeth vs Richard Ware Robert Holt and Edward Hudson all of S^t Michaelles Hundred within the County of Maryland planters, our heires Exec^{rs} Adm^{rs} and Assignes Jointly & severally, to pay or cause to bee paid vnto Henry Ponntnell his heires or Assignes the iust and full somme of ffifteene hundred pounds of good and m^{ch}antable leafe Tobacco with Caske to bee paid at the nowe dwelling House of the said Robert Holt and Edward Hudson at or vppon the tenth day of November next ensueinge the date hereof. As witnes our hands this 24th of ffebruary 1650

The marke of Richard Ware, The marke of Robert Holt, the marke of Edward Hudson

Testes John Metcalf
Thomas Leech.

Providence this 4th of december 1650 Knowe all men by these p^rsents that I Robert Simpkin of Providence in the Province of Maryland doe hereby binde myself heires Exec^{rs} & Assignes with Plantacōn goods & cattells to Zephaniah Smith his heires Exec^{rs} or Assignes to bee truely and faithfully accomptable to Zephaniah Smith or his Assignes on all demands concerning all fraughts improvem^{ts} hiring out of half the Shallopp. W^{ch} half with half of Ropes Sailes Cables grapling with Boate & any other thing or things w^{ch} nowe belongs to her is due to the said Zephaniah and to bee made good againe to Zephaniah with a true & iust Accompt of the full improvem^t of her hire and fraught in all kinds whether in Corne or goods or Cattell or any thing to bee given to the said Zephaniah or his Assignes on all demands Provided alwaies that the said Zephaniah is to bee at half the charges of Mens dyett and hire

and what is laid out vpon her for her vse and improvem^t In Liber A.
 witnes to w^{ch} I haue sett to my hand the day & yeare aboue

Written

Witnessed by these p^rsents

Robt Simpkin

Willm Chappell

Tho. Coles his marke

At a Court held at S^t Maries } p^rsents { The Governor. Thomas Greene Esq^r
 10 ffebruary Anno dni. 1650 } { Cap^t John Price M^r Thomas Hatton &
 { Thomas Gerrard Esq^r who was this
 day sworne of the Counsell

Edward Scurfield Marriner p^lte } The Plaintiffe sueth for 900 and
 Raphe Beane def^t } odd pounds of Tobacco in Caske
 due to him from the def^t two yeares since for goods sold &
 damages. Wherevnto the def^t denyed hee owed him any
 thing. And saith hee onely bought a Rugg of the p^lte about
 the time before mencōned for w^{ch} hee was to pay him 300^t
 Tob. in Caske w^{ch} hee paid him in Virginia together with soe
 much more for Walter Beane and Robert Cager as came to
 three hogsheads aboard M^r Husbands Shipp, then riding in
 James River. And the p^lte acknowledged the delivery of
 the Tobacco aboard the said Shipp and that it was there
 weighed & marked, but saith hee did not accept of it there
 for paym^t in regard it could not bee carryed for England in
 that Shipp but that the defend^t agreed to carry it in his Boate
 from hence. to M^r Ludlowes vppon Yorke River, and there
 to deliver the same for the p^ltes vse where hee was willing to
 accept thereof, but that the def^t failed soe to doe And the
 defend^t averred that the p^lte accepted of the said three hh^{ds} of
 Tobacco for paym^t aboard the said Shipp, but that at his
 request hee tooke it againe aboard his Boate to carry it to
 M^r Ludlowes where hee endeavoured to put it a shoare into
 M^r Ludlowes Storehouse, w^{ch} being full as M^r Ludlowe
 informed him, hee not knoweing howe otherwise to dispose
 thereof, and the winde comeing faire for Maryland hee was
 forced to bring the said Tobacco along with him to his dwelling
 House or plantacōn where it hath beene ever since ready for
 the p^lte But the p^lte alleadging he can bring prooffe that M^r
 Ludlowe would haue taken the Tobacco into the Store and
 that hee never tould the def^t his Store House was full. And
 the defend^t agreeing vppon this prooffe made to give the p^lte
 satisfaccōn for the whole debt being 28^t of Tob: aboue the
 three hh^{ds} It is therevppon ordered that in case the p^lte
 procure the said 3^{hds} of Tobacco to bee veiued in the def^ts
 Tobacco House by two or more sufficient men within one
 moneth (wherein the def^t is to assist him) and accept of soe
 much of the said three Hogsheads as the said Veiwers shall

Liber A. adiudg to bee merchantable together with the said twenty eight pounds of Tobacco overplus w^{ch} the def^t is nowe ordered to pay vnto him. In case the said three Hogsheads of Tobacco shall not prove to bee all merchantable This Court vppon the p^ltes p^duceing of the proo^fe before mencōned will order that the defend^t shall pay vnto the p^lte soe much Tobacco in Caske as the said Veiwers shall finde to bee vnmerchantable of the said three hogsheads

Richard Bennett Esq^r p^lte Thomas } Vppon reading of the
Copley Esq^r and Raph Crouch gent def^{ts} } former Order and the p^ltes
oath and vppon full hearinge of what could bee alleadged on
both sides It is ordered that the defend^t M^r Copley appearing
and answering for the other defend^t M^r Crouch shall pay vnto
the plaintiffe the Principall debt complayned for being Eleaven
hundred thirty and three pounds of Tobacco and Caske

Richard Nevitt p^lte } The hearing of this Cause is respited till
Walter Pakes def^t } the next Court and John Slingsby whom the
matter concerneth is then to appeare vppon warrant.

p. 392 debts due to Richard Bennett merchant in the Province
of Maryland viz:

M ^r Copley by Bill and Accompt with Interest & Caske	1811 ¹
Willm Cooke & James Colclough for 13 gall ½ of sack	405
at 30 ¹ p gallon is 405 ¹ & Caske about this there is a	
Note of W ^m Cookes	
John Medley due to M ^r Mottram and assigned by him	
to M ^r Chaddock for my vse, M ^r Chaddock spoke to	
Medley about it and hee p ^m ised him paym ^t of the	700
debt & Cask & 650 Interest 50 ¹	

M^r Lewgers Houses and whatsoever else of his can bee found that hath beene made over to mee. All w^{ch} together with the debts abouemencōned I desire M^r Thomas Hatton to recover and to dispose of for my vse And I doe hereby give him full power and authority soe to doe binding myself to ratify & confirme whatsoever the said M^r Hatton or any other person deputed by him shall doe or cause to bee done in or about the p^rmisses Witnes my hand the 25th day of May 1650
Richard Bennett

In p^rsence of Willm Parker John Bennett

These are to testify that I doe hereby convey and make over vnto M^r John Lewger the yonger all my right title and Interest to that House and land at S^t Maries belonging to his ffather and by him assigned to mee in satisfaccōn or towards paym^t of a debt due as also all my right & Interest to any other estate

of his ffathers w^{ch} hath beene made over to mee as aforesaid Liber A.
 And doe hereby give him the said M^r John Lewger the yonger
 full power & authority to take possesse & dispose of the same
 and every part thereof to the best advantage with the advise
 and consent of M^r Thomas Hatton Ratifyeing & confirming
 what hee shall doe in or about the p^rmisses with the privity
 advise & consent of M^r Hatton aforesaid for good & effectuall
 In witnes whereof I haue herevnto sett my hand the 28th day
 of August 1650 Richard Bennett
 In p^rsence of Mathewe Stone.

Richard Bennett merchant sworne & examined the
 28th of August 1650. Saith

That M^r Copley about two or three yeares past sent to the
 depon^t for certaine goods. W^{ch} were delivered vpon this
 Agreem^t That if the depon^t did like of some Tobacco that lay
 neere to Cap^t Burbage his Plantacōn hee should receive it But
 if hee did not approve thereof when hee had opportunity to
 goe that way to looke after it, that then M^r Copley should pay
 him at the next Cropp followeing in or about Nansinum River.
 This depon^t enquiring after the same according to Agreem^t
 three or fower dayes after or thereabouts was tould by one
 John Piper and another man or two in whose house the
 Tobacco lay and who said they knewe well what the Tobacco
 was, that the same was rotten & decayed long before. And
 not long after about three weekes or a moneth or thereabouts
 the depon^t went to the House of Cap^t Burbage intending to
 goe to see the said Tobacco But the said Cap^t Burbage and
 his wife tould him, that they knewe and had heard soe much
 concerning that Tobacco, that they were certaine hee should
 loose my labour, And that m^r Copley either knewe or had
 heard soe much long before. Vpon all w^{ch} Relacōns & infor-
 macōns at severall times and by severall persons not interested
 therein, this depon^t gave over to look after or meddle any more
 about it And hee further deposeth that hee never had nor
 received nor made vse of one pound or leafe thereof Neither
 did hee this depon^t make any other promise or Agreem^t but
 this or to this purpose But onely a Bill taken & accepted for
 paym^t of the Tobacco Richard Bennett

Jurat die & Anno Sup^adict coram me
W^m Stone

Whereas some differences haue lately arisen betweene Cap^t
 Withm Mitchell and M^r Thomas Hatton his Lo^{pps} Secretary
 concerning his the said M^r Hattons late boarding and enter-
 tainem^t of the said Cap^t Mitchells servants and the alloweance
 demanded for the same & otherwise The said parties are p. 393

Liber A. vnanimously agreed to referr all matters in difference betwixt them to the finall determinacōn of M^r Cuthbert ffenwick & Barnaby Jackson Arbitrators by them indifferently chosen for that purpose And doe severally binde themselues one to the other in ten thousand pounds of Tobacco a peice to stand to abide & perform such Award or Arbitram^t therein as they the said Arbitrators shall make Provided the same bee made and published before the fifteenth day of this p^rsent Moneth. And the said Parties are further likewise agreed That aswell the said Award (if made) as also this p^rsent Ingagem^t shalbe recorded in the Secretaries Office of this Province to remayne there as a Judgm^t against the discenting party without any further suite or Order therevpon Witnes the said Cap^t W^m Mitchell his hand this sixt day of december 1650

W^m Mitchell

In the p^rsence of Cuthbt ffenwick, Barnaby Jackson

The Arbitrators is agreed as followeth	
ffor 31 weekes at his owne Table at 42 ^t p weeke	1302
for 42 weekes at his servants table at 20 ^t p weeke	840
for Houserome Poultry Candles & Canowe	200
for wine consented to bee allowed w ^{ch} is	228
	<u>2570</u>

This is our Award as witnes our hands this tenth of december 1650

Cuthbt ffenwick Barnaby Jackson

Vppon the mocōn of M^r Tho: Hatton his Lo^{pps} secretary (in the p^rsence of Cap^t Willm Mitchell) to haue the opinion of the Court touching a certaine paper writing (last before recorded) whether an Award or not, the Court tooke the same into consideracōn and had some debate therevpon but noe determinate order was this day published herein

Walter Waterling plte
John Hatch & al Execrs of
Tho: Allen deceased defts } It is this day ordered in the p^rsence of
both parties to this suite that the defts
shall pay vnto the Comptie two hundred
and thirty Pounds of Tobacco and Caske the Remainder
vnpaid of 530^t Tob due by Bill out of the deceedents estate.

At a Court held at S ^t	} Present {	The Governor Thomas Greene
Maries 11 ^o die ffebr		Esq ^r Thomas Gerrard Esq ^r Cap ^t
1650		John Price Cap ^t Willm Mitchell
		M ^r John Pile M ^r William Eltonhead
		M ^r Tho: Hatton

Vppon mocōn made into this Court by his Lo^{pps} Secretary M^r Thomas Hatton in the presence of Cap^t Willm Mitchell

and vppon pduceing an Agreem^t of References of all differ- Liber A.
ences therein expressed betweene him the said M^r Hatton and
the said Cap^t Mitchell to the Arbitracōn of M^r Cuthbert ffen-
wick and Barnaby Jackson dated the sixt of december last
wherein the said parties bound themselues each to the other
for performance of such Award as the said Arbitrators should
make herein. And vppon pvsall of a certaine paper Writing
subscribed by the said Arbitrators dated the tenth of the same
moneth and mencōned to bee an Award, The said M^r Hatton
desireing the opinion of the Court whether an Award or not
in respect there were no parties named therein nor any thing
awarded to bee paid nor noe end put to any difference This
Court conceiving, albeit there was some want of forme in the
said paper writing Yet that the Arbitrators did really intend
the same to bee their finall Award and determinacōn touching
the said M^r Hattons alloweance for the dyeting and enter-
tainem^t of the said Cap^t Mitchells servants at his House and
the other charges mencōned in an Accompt then brought vnto
them by the said M^r Hatton, And vppon the said Arbitrators
oathes taken in Court. That to the best of their consciences
without favour or malice they arbitrated the busines in dispute
betweene M^r Hatton and Cap^t Mitchell as they delivered vnder
their hands. And vppon full hearinge What could bee
alleadged on both sides This Court doth adiudge and declare
the same to bee a finall Award & determinacōn touching the
said M^r Hattons said alloweance mencōned in his said Ac-
compt And that the said Cap^t Mitchell ought forthwith to pay
to the said M^r Hatton the Two thousand five hundred and
seaventy pounds of Tobacco with Caske therein mencōned
And that vppon the said Cap^t Mitchells refusall or delay of
paym^t thereof, the said M^r Hatton may (if hee thinke fitt) take
forth Execucōn for the same According to the reall intencōn
(as is conceived by this Court) both of the said Agreem^t of
Reference and Award, And for a firme and full end of all the
said differences, this Court doth Order that the said M^r Hatton
being satisfied said Two thousand five hundred and seaventy p. 394
pounds of Tobacco and Caske noe further advantage shall at
any time bee taken by either party vppon the said Agreement
of Reference or Bond or any thing therein conteyned.

Execuc inde ad satisfac 21^o ffebr.

Thomas Ashbrooke plte } Nathaniell Hunt def ^t }	The def ^t maketh oath that hee onely had and received of the Comptee two hogsheads of Tobacco weighing six hundred forty and three pounds Nete and noe more
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Georg Manners plte } Thomas Warr def ^t }	The Comptees suite being for twelue hun- dred pounds of Tobacco in Caske due by Bill
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Liber A. The defend^t acknowledgeth the debt It is therefore ordered that the defendant shall forthwith pay vnto the Compt^e Twelue hundred pounds of Tobacco in Caske.

John Lewger gent Compt^e } The ptes suite being for Two thou-
Henry ffoxe defend^t } sand pounds of Tobacco and Cask in
part of ffive thousand pounds of Tobacco and Caske being the
Consideracōn vppon the defendants late purchase of the Man-
n^{or} of S^t Johns W^{ch} two thousand pounds of Tobacco was
payable this Cropp and the other three thousand the next
Cropp according to Agreem^t vppon the purchase And the
defendant acknowledging the said Agreem^t prayed that hee
might bee settled in the possession of the said Mannor
accordingly with the consent of M^r Thomas Hatton his Lo^{pps}
Secretary being Attorney of Richard Bennett Esq^r who claymed
some estate therein from John Lewger Esq^r ffather of the
Compt^e And the said M^r Hatton declaring in open Court
that hee was content the defend^t should enioy his purchase
Provided that the one half of the Tobacco payable for the same
were duely paid vnto the said M^r Bennett or to him the said
M^r Hatton for the said M^r Bennetts vse according to Agreem^t
betwixt him the said M^r Bennett and the Compt^e. It is there-
fore ordered by and with the consent of the said M^r Thomas
Hatton that the said defendant paying vnto him the said M^r
Hatton for the vse of Richard Bennett Esq^r and to the Com-
pt^e the said ffive thousand pounds of Tobacco and Caske viz:
to either of them one thousand weight thereof a peice forth-
with and fiftene hundred pounds weight thereof to each of
them the next Cropp with Caske That then hee the said defen-
dant shall quietly and peaceably haue hold and enioy the said
Mannor of S^t Johns to him his heires and Assignes for ever
against the said John Lewger the ffather, John Lewger the
sonne and the said Richard Bennett and all persons clayming
by from or vnder them or any of them.

This p^rsents witnesseth that I John Lewger Junior doe
hereby alienate and sell vnto Henry ffox or his Assignes one
Mannor called by the name of S^t Johns in S^t Georges River
with all the Houseing and tenem^{ts} herevnto belonging in as
full and ample Manner as it doth belong to mee by Assignem^t
from my ffather and M^r Richard Bennett And I doe further
hereby warrant the Sale against any that shall lay any iust
clayme against the said Land and Houseing thereto belonging
And I the said John Lewger doe hereby binde my self to give
possession vnto Henry ffox vppon the ffeast of S^t Thomas day
next being the 21th of december next Witnes my hand this
second of November 1650

John Lewger

Teste Phillipp Land, Henry Adams, Barnaby Jackson

And further I the said John Lewger doe hereby binde my self to save and keepe harmeles the said Henry ffox from any Arrears of Rent that doth belong for to pay for the land I sold that is aboue mencōned Liber A.

John Lewger

Teste Phillipp Land.

Vppon the mocōn of John Hatch for an allowance for the replevyng of M^r Eures Cattell some 4 yeares since hee being then Sheriffe and noe settled ffee in such Case. It is ordered that M^{rs} Margaret Brent p^rsent in Court who imployed him therein shall pay vnto the said John Hatch ffifty pounds of Tobacco for his ffee for that Impleym^t

Thomas Gerrard Esqr plte
Benjamin Gill Attorney
of m^r James Neale defendt }

The Comptie being Assignee of Ar- p. 395

thur Whale sues for five hundred pounds of Tob. and Caske and five Barrells of Corne due by Bill from M^r Neale to the said Whale 10 decembr 1644 with damages And being Administrator of John Wortley sues for Three thousand three hundred twenty and three pounds of Tobacco and Caske p^r Accompt And as touching the debt to Wortley the defend^t acknowledgeth M^r Neale owed him thirteen hundred eighty three pounds of Tobacco and Caske And there being noe date to the Accompt produced by the plte vnder M^r Neales hand nor any certaine ground therein appearing to charge the same vppon the said M^r Neales Estate This Court thinks fitt to sett aside the said Accompt, and doth order that the plte shalbe satisfied the said thirteene hundred eighty three pounds of Tobacco and Caske out of M^r Neales Estate. And as touching the said 500^t Tobacco and Caske and five barrells of Corne due by bill as aforesaid. Vppon the defend^{ts} mocōn (who alleadged hee knewe not any thing of the busines) hee is allowed tyme till the first Court after Easter next to make what prooffe hee can touching the paym^t thereof or in default of such prooffe by that tyme the plte is also to bee satisfied the said principal debt due vppon the said Bill out of the said M^r Neales Estate.

t ffenwick plte
Howell defendt }

The p^ltes suit is for fower hundred and eighty pounds of Tobacco p^r Bill and one hundred p^r Accompt due from the defend^t to M^r Mottram w^{ch} the plte alleadgeth hee paid to M^r Mottram for the defend^t at his request and promise of satisfaccōn. And the defend^t confessing soe much desired liberty to discompt three hundred and nynety pounds of Tobacco w^{ch} hee alleadged the said M^r Mottram owed to the estate of Roger Oliver by Accompt pduced And the plte offering in case the defend^t could make

Liber A. good the said Accompt hee would satisfy the same to the defend^t as soone as he could heare from M^r Mottram concerning that busines It is therevpon ordered that the defend^t shall pay vnto the p^lte the said five hundred and eighty pounds of Tobacco by him paid to M^r Mottram as aforesaid and the Bill to bee cancelled and made voide.

Cuthbert ffenwick p^lte } The p^lte sues for fourteene hundred
Thomas Warr defend^t } and nyne pounds of Tobacco and Caske
remayning due vppon a Bill of fiteene hundred pounds of Tobacco. The defend^t confessing the Bill and noe prooffe being made of further paym^t It is ordered that the defendant shall pay the said fourteene hundred and nyne pounds of Tobacco and Caske to the p^lte And vppon paym^t thereof the Judgm^t formerly entred by Tho. Ashbrooke the Principall to bee vacated

The Bill is cancelled

William Eltonhead gent Attorney } The p^ltes suite being for three
of M^r Edwyn Conoway p^lte } hundred and fifty pounds of To-
Marty Kirke defend^t } bacco p Bill and forty pounds of
Tobacco p Accompt And the defend^t confessing the debt It is ordered that hee the said defend^t shall pay vnto the said mr Connoway or to M^r Eltonhead for his vse Three hundred and nynety pounds of Tobacco and Caske

At a Court held at S^t } p^rsent { The Governor Thomas Gerrard Esq^r
Maries the 12th of } { Cap^t John Price Cap^t Willm Mitchell
ffbruary 1650 } { M^r Willm Eltonhead M^r Secretary

James Lindesey p^lte } The p^ltes suite being for Three hundred
Barthol: Phillipps def^t } pounds of Tobacco and Caske payable by
Bill in November 1649 The Court being informed that the defend^t by reason hee was disabled to travell could not attend the hearing and that in that respect hee prayed a Reference till the next Court It is therefore ordered that vnles the defend^t shall by himself or his Attorney at the next Court shewe good Cause to the contrary hee shall pay vnto the p^lte the said Three hundred pounds of Tobacco and Caske

Phillipp Land p^lte } vppon the entring into the hearing of this
Thomas Warr def^t } Cause. The p^ltes suite being to bee releived
for breach of Coven^ant about the building of a House & damages The defend^t acknowledgeth the Coven^ant, but saith the p^lte was to bring Timber w^{ch} the p^lte neglecting to provide and Nayles as hee agreed hee the defend^t was not onely disabled to performe the worke but also much dampnified [by the
p. 396 plaintiffes] delay therein and produced his prooffe.

Richard Browne sworne & examined in open Court [the Liber A.
same] day Saith

That hee was witnes to the Agreem^t made the 19th of November [1649. And] that Thomas Warr tooke him this depon^t for his Paymaster [for 350^l of] Tob: and Caske being the consideracōn for the worke in the A[greem^t mentioned] and therevpon acknowledged the Receipt thereof in the said Agre[em^t And that] vpon the making of the said Agreem^t Thomas Warr finding fau[lt with M^r] Phillipp Land for the time hee had formerly lost for want of T[imber desired] there might bee noe further delay therein Wherevpon the said [M^r Land] Replied hee should not stay any longer for the Timber And fur[ther saith] not.

The deposicōn of Paul Simpson aged 60. yeares or thereabouts
Willm Bretton this 24th of September 1650

This deponent saith that sometime this last Somer comeing to Raphe Beanes House with one M^r Budd, comeing through the Plantacōn, this M^r Budd questioned with at worke in the said Beanes Plantacōn (being a weeding) and demanded what (hee was and the like, Afterwards they both comeing into the House, this man fo time after, and the Mayde giving him to eate, hee would eate nothing but a little and then goeing into the Loft, brought downe a Tray of Corne, and shelled it flower, and iesting with the Mayd hee tould her that hee was Madd in his head after this Raph Beane called the Man bidding him to goe Mall some Timber in the woods. And about two houres after Raph Beane came in againe into the House, and toold this depon^t and M^r Budd that his Man was fallen very sick, desiring them to goe looke on him, saying that hee still sett the Wedges contrary wise in the Timber and [complained] much of his Head. Wherevpon comeing to the Man they found him gro[veling on the] Timber and ratling in the Throate, and not knoweing conveniently ho[w to carry him] off, they willed Raph Beane to fetch a Chayre, w^{ch} hee did, and p[utting him there the] man still remayned ratling in the throate and drabbling at the Mou[th, And as they] were carrying him to the House, the said Man fetched a great groane, an[d dyed in the Chaire] further this depon^t saith being examined, that hee sawe noe blood abo[ut him or any] blowe or harme or any outward appearance occasioning his death, but [that hee verily] believeth that hee dyed of some imposthume or appoplexey And further hee [deposeth not] Paul Simpson
Jurat coram me Willm Bretton

According to the direccōn of an Order of this Court of the eight of Janu[ary last, The] Jurors formerly empannelled

Liber A. to enquire and finde concerning the death and pr[ivate] buriall of] Raphe Loe servant to Raphe Beane, having mett accordingly gave in the[ire] Verdict this] day in writing vnder their hands in these words followeing viz:

January the 18th Anno 1650. Wee whose names are here subscribed being [Jurors concerning] the death of Raph Beanes Man (by name Raphe Loe) Cannot finde either by tes[timony or other] appearance the said Raph Beane to bee any wise accessary to the said Loe his death [As] witnes our hands.

Test

Willm Newgent	Thomas Bushell	Willm Edwyn	xpofer Russell
Arthur Turner	Willm Smoote	James Lindesey	Willm Brough
Owen James	Robert Cager	Niche Cawseene	Humfry Atwicks

Vppon w^{ch} Verdict and Evidence the Court being satisfied dischargeth Raphe [Beane] as not any wayes guilty of the death of Raphe Lowe his servant. But in regard hee gave occasion of the Charge ensueing therevppon by his private and Suddayne buriall of him dyeing suddenly It is ordered that hee the said Raphe Beane shall satisfy the same, being as followeth viz:

To the Chirurgeons Widowe or Administratrix nowe the wife of Thomas Bushell One thousand pounds of Tobacco and Caske. To the Sheriffe for his Coroners ffee Two hundred pounds of Tob: and Caske, and for impannelling the Jury & Somoning Witnes Three hundred pounds of Tob: & Caske, And all Court charges.

p. 397
in Lib. Z. Mary the wife of [ffrancis] Vanenden sworne & examined in open Court the 21th of March 1650 Saith

That in the time of M^r Lands sicknes in or about January was a tweluemoneth as shee taketh it, the said M^r Land being then Sheriffe sent for Georg Manners to come to him who came accordingly And M^r Land in this depon^{ts} hearing desired him to doe some busines for him about the Sheriffes Office and delivered to him certaine papers (concerning that ymploym^t as shee then conceived) And the said Georg Manners requiring some Note or deputacōn vnder his hand The said M^r Land made Answer what needed that, hee could Imploy whom hee pleased therein without any such note or writing vnder his hand, or to that effect to this depon^{ts} best remembrance And further deposeth not

John dandy plte }
Georg Manners deft }
in Lib. Z. According to the direccōn of an order made yesterday betweene Paul Simpson plte and John dandy defend^t Georg Manners the nowe def^t pduced the testimonies of ffrancis Vanenden and his wife, whereby it

appeareth that M^r Land in his sicknes ymployed him the said Manners in the Sheriffes busines not giving him any deputacōn in writing But it appearing to this Court that the Attachm^t in the said Order mencōned was by the said Manners in his owne Cause executed vppon the two hogsheads of Tobacco as belonging to Paull Simpson, after the said M^r Land had by writing vnder his hand made L^t Nichās Gwither his deputy Sheriffe. And that the said Tobacco as was adiudged by the order Yesterday was not Paul Simpsons but the now Comptes John dandies. W^{ch} the said Manners had hee beene lawfully authorized for the serving of the said Attachm^t ought at his pill to haue taken notice of. Yet before any Tryall touching the same (as hee now confessed had caused the same to bee taken vppon an Execucōn in his owne custody and disposed thereof. It is therefore ordered that the said nowe defend^t Georg Manners shall pay vnto the nowe Compte John dandy the six hundred pounds of Tobacco and Caske by him attached and the three hundred pounds of Tobacco and Caske for damages and all Costs and charges mencōned in that Order together with the Court charges in this suite

Liber A.

The Court being ready to rise The Governor appointed L^t Nichas Gwither to bee Sheriffe of the County of S^t Maries for the yeare nowe next ensueing 1651 promising soe farr as it shalbe in his power that M^r Phillipp Land shalbe appointed Sheriffe of the same County for the yeare 1652. And appoints the next Provinciaall Court to bee held the twentieth day of June next

At a Court held at S ^t Maries octavo Marcij Anno 1650	} p ^r sent	The Governor, Thomas Gerrard Esq ^r M ^r Tho: Hatton, Cap ^t Robt Vaughan & M ^r Willm Eltonhead
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Vppon the humble Peticōn of Susan Porter of the Isle of Kent widowe expressing therein her poverty and praying that shee might bee allowed out of the estate of W^m Porter her deceased husband her Bedd, bedclothes Pott Kettle her owne wearing apparrell and three barrells of Corne for one yeares pvision towards her maintenance and that hee p^rmisses might not bee lyable for the satisfaccōn of any of the decedents debts It is therefore vpon consideracōn being had of the said Peticōn ordered accordingly

ffinis huius Libri

Liber B.
p. 172

At a Court held at S^t Maries 19th May 1651.

present { W^m Stone Esq Governor
 { Thomas Hatton Gent Secretary

Upon the humble Motion of Benjamine Gill Attorney of M^r James Neale Informing that he had been at great charges about the Said M^r Neales Land in paym^t of Arrear Rent and otherwise and desireing he might have the Said Land in extent for his Satisfaction, It is thereupon Ordered that upon his the Said M^r Gills produceing an account of the charges aforesaid to be allowed of by the Court an extent Shall be granted him for his Satisfaction as is desired.

Att a Court held at S^t Maries the 20th
day of June 1651.

Present { The Governor
 { Robert Brooke Esq
 { Thomas Gerrard Esq
 { Cap^t John Price
 { M^r Thomas Hatton Secretary

p. 173 Lieuten^t William Lewis acknowledgeth himself to owe unto ffriendship Tongue Seven hundred and Sixty pounds of Tobacco and Cask payable by bill in Some Convenient place in S^t George's River upon the 20th day of November last and Confesseth a Judgment for the Said debt together with Court Charges thereupon and Consideration for forbearance till the next Cropp being in the whole eight hundred Seventy nine pounds of Tobacco and Caske Wittness his hand W^m Lewis
20th Junij 1651

25 Nov px execut inde con Stat ad Satisfaciend.

Lieuten^t William Lewis acknowledgeth Confesseth himself to owe unto Robert Kager Eight hundred pounds of Tobacco and Caske and Six hundred of Nails upon two Several bills, and acknowledgeth a Judgment for the Said debt with 16^t Tobacco Charges of Court

Wittness his hand 20 Junij 1651

W^m Lewis

25^{to} No. px executōne inde con Stat ad Satisfaciend.

Lieuten^t William Lewis acknowledgeth a Judgment to George Manners for Six hundred pounds of Tobacco and Caske and fifty four pounds of Tobacco for Charges of Court Wittness his hand 20 Junij 1651

W^m Lewis

Thomas Hamper acknowledgeth himselfe to owe unto Liber B.
Walter Beane Six hundred pounds of Tobacco and caske and
for better Security of payment thereof at or by the tenth of
November next doth Mortgage and make over to him the Said
Walter Beane his whole Cropp and other Estate whatsoever as
Wittness his hand this 20th day of June 1651

Thomas Hamper × Mark

Testor Tho. Hatton

Upon the motion of Walter Beane and Walter Pakes who
by Order of the 29th of December 1648 had been Admitted to
the Administration of the Estate of W^m Smithfield deced and
upon produceing their account upon Oath formerly taken
whereby it appeared that they had fully Administred And
nothing being objected to the Contrary albeit publick procla-
mation was this day made in open Court It is Ordered that the
Said Walter Beane and Walter Pakes Shall have their Quietus p. 174
est touching the Said Estate

ffrancis Brook p^{lt}
Mrs Margaret Brent
Attorn of Cap^t Giles Brent Def^t

} Upon Reading of a former Order
made in this Cause the 20th of March
last and of a Certificate under the
hand of Captain Robert Vaughan one of the Councell here-
under recited and produced by the P^{lt} It appearing that the
hearing was formerly respited for want of proof on the P^{lt}'s
part This Court thinks fit (notwithstanding the Def^t's absence
and doth Order that Giles Brent Esq or the Def^t on his behalf
Shall pay unto the p^{lt} five hundred pounds of Tobacco and
Cask for hire of the boat in question

27^o Junij Execuco inde ad Satisfaciend.

ad execuco ad Satisfaciend to January 1652

This 3^d of Aprill 1651: I Robert Vaughan Gent do testifie
upon my Oath that at Such time as Governor Calvert came
last out of England to S^t Maries Cap^t Giles Brent then liveing
upon Kent went down to S^t Maries in ffrancis Brookes's Shal-
lop, and that I heard Cap^t Brent Say that he would give the
Said Brookes Satisfaction for the Same, And further I cannot
Say Wittness my hand Rob^t Vaughan

Jurat coram me Tho Hatton

Upon Henry Morgan's Petition this day Exhibited by ffrancis
Brookes his Attorney to be relieved for certain ffees and
Charges due to him who was then Sherriff of Kent by the Im-
prisonment of Thomas Bradnox for ffelony who was acquitted
thereof upon the tryal as was alleadged, And the Question
being from whome the Said ffees and Charges are due, This

Liber B. Court is clearly of opinion and doth Order that Thomas Bradnox the Prisoner Shall pay Such fees and charges belonging to the Sherriff to be moderated and allowed of by the Commander and Comissioners at Kent as were duly incurred By
 p. 175 reason of his Said Imprisonment, And he to be at liberty to Seek his relief against the prosecutor being quitted upon the Tryall.

I Henry Morgan doe Constitute and Ordain Francis Brookes my Lawfull Attorney to all effects & purposes whatsoever as if I were personally present in a Suit depending between M^r Giles Brent and Thomas Bradnox to recover charge against the Attorney of M^r Giles Brent or any other person whome the Court shall conceive the charge to be due from, and what my Attorney Shall doe I doe by these presents ratify and confirme Wittness my hand—

The mark of Henry Morgan

Wittness Walter Smith

Willm Smith p^{lt}
 Capt Wm Mitchell by
 Mr Cuthbt ffenwick his
 Attorney Defd^t

The p^{lt} preferred his Peticōn this day unto this Court thereby Setting forth, That by the Serious invitacōn and perswasion of the Defd^t and upon his faithfull promise and agreement to make fitt and Compleat provision for the Complayn^{ts} voyage hither Stay, and return at pleasure without any charge to the P^{lt} as by a Letter under the Defd^{ts} own hands appeared he the Complayn^t was drawn from his dwelling house in BedfordShire in the Kingdom of England to London, and from thence to adventure himself for these parts, And that upon the like perswasions and promise of Satisfaction, he the Complayn^t disbursed and laid out in Netts and Otherwise for the Defd^{ts} use 23^l Sterling besides his great charge and trouble in travell and otherwise to the Value of about 5^l Sterling. And that upon the Defd^{ts} further perswasion, and faithfull promise upon his honour and reputation expressed in his Said Letter, The p^{lt} was further also drawn to adventure for these parts divers goods and houshold Stuff to the value of 50^l Sterling, as by a particular account thereof appeared, which goods the Complayn^t (not any ways distrusting the Defd^{ts} fair and honest dealing) Suffered to be Shipped on his the Defd^{ts} account, And that now the Defd^t contrary to his s^d promises and agreements, did not only deny to allow the Comp^{lt} competent Maintainance here or to pay for his passage for England but likewise detaineth from him the Said goods and houshold stuff and refuseth to give him Satisfaction for the Said Netts & other disbursments to the p^{lts} damage of 10000^l Tobacco and Cask in value, he being an aged man, and

not able by his Labours to maintain himself, but is like to perish in these fforreign parts, unless by this Court he may be relieved in the premisses, Upon the reading of which Peticōn the Defd^{ts} Attorney in regard of the Defd^{ts} absence moved that the hearing of the Cause might be respited till the Defd^{ts} return, or that he might receive further Instructions from him, and offered to be answerable to the Order upon hearing out of his own Estate to the Value of 10000^l Tobacco if the Defd^{ts} Estate in his hands Should not amount to be Sufficient for discharge of what Should happen to be recovered, It is therefore upon his the Said M^r Cuthb^t ffenwick's motion and offer afores^d Ordered, that the further hearing of this Cause be respited till the next Provinciaall Court, to be held for this County of S^t Maries after Christmass next at the furthest, and then this Cause is to proceed to hearing preremptorily, but if the Defd^{ts} return be Sooner then till the next Court after Such his return, And that M^r Cuthbert ffenwick the Defd^{ts} Attorney Shall be lyable to Satisfie Such Order or Judgm^t out of his own Estate to the value afores^d (in Case the Defd^{ts} Estate fall Short thereof, as the Court Shall grant on the p^{lts} behalf in this Cause, And in the meantime the p^l is at liberty to examine what wittnesses he Shall think fit in the Seretary's Office, where the Defd^{ts} Attorney may Cross examine any of them if he thinks fitt.

Liber B.

ffrancis Brookes
and his wife Pl^{ts}
Capt Willm Mitchell Def^t

} Upon the Motion of M^r Cuthbert ffenwick the Defd^{ts} Attorney the hearing of this Cause is respited till October Court next, unless the Defd^t return Sooner and then till the next Court after his return, And then the hearing to proceed preremptorily. p. 177

Thomas Ashbrook p^l
Nathan^{ll} Hunt Def^t

} The p^{lts} Suit being to have an account from the Defd^t of two hogsheds of Tobacco which the Defd^t had received of the p^l for Satisfaction of 596^l Tob, and it appearing to the Court upon reading of the Defd^{ts} Oath taken in this Cause that he had received 46^l of Tobacco of the p^{lts} more then was due to him, It is therefore Ordered that the Defd^t Shall pay unto the Complayn^t the Said fforty Six pounds of Tobacco and Cask unless he the Said Defd^t Shall, by the last day of this Court Shew good Cause to the Contrary. There is noe cause Shewed to the contrary thereof this being the 7th day of November 1651.

ffrancis Brook Attorney
of Henry Morgan p^l
John Wade Chirurg Def^t

} The Complayn^t as Attorney of Henry Morgan Sues to be relieved for 300^l of Tobacco and Cask or more due p bill and the Defd^t confessed he gave bill but knoweth not of what

Liber B. value And Saith the Bill was entred to gain his liberty being under restraint in the Custody of the P^lt Henry Morgan then Sherrieff of Kent upon an unjust occasion as he conceives, but not being as yet able to Satisfie the Court by any proof to relieve him against the Bill notwithstanding the hearing was respited by order in March Last, yet offereth to pay the Tobacco due upon the Bill when it Shall be produced or proof made thereof (the Bill being missing it is therefore Ord^d th^t the Def^t Shall pay unto the Comp^lt Morgan or his P Att^oy so much Tob^a as he gave Bill for it Shall be p^duced or prooffe made thereof) And he is left at liberty to prosecute ag^t the Said Morgan for any prejudice he hath Sustained by any Miscarriage touching the Said restraint or imprisonment

p. 178 Anthony Rawlings p^lt } The Complayn^{ts} Attorney moved to have
Edward Hudson def^t } the hearing respited till the next Court in regard he wanted his proofs as yet, And the Defd^t being present in Court agreed thereunto Soe as he might be Satisfied for his loss of time and damages It is therefore Ordered that the hearing be respited till next Court, and then the p^lt is to produce his proofs, preremptorily or the Court will then proceed to give the Defd^t Such reliefe as Shall be fitt

The Same Court Continued p Adjournm^t
21^o Junij

The Governor Robert Brook Esq
Thomas Gerrard Esq M^r Secretary

Upon the humble motion of M^rs Susan Warren (who upon Oath voluntarily taken in open Court Confessed herself to be with Child by Cap^t W^m Mitchill) that She might be allowed Maintenance and accomodation out of the Said Cap^t Mitchell's Estate fitting and Convenient for her in the Case She is in, and according to the rank and quality She came into the Province, It is therefore Ordered that M^r Cuthbert ffenwick Cap^t Mitchell's Attorney, Shall cause fitting provision and maintenance of Dyett apparell lodgeing and attendance to be allowed her both untill & during the time of her Child bearing and afterwards till the Court Shall think fitt to make further Order therein ffor which he the Said M^r ffenwick Shall have allowance out of the Said Cap^t Mitchell's Estate, And in Case the S^d M^r ffenwick Shall happen to make defalt herein, upon Complaint and proof made in the Secretaries office, It Shall be Lawfull for the Sherrieff of the County of S^t Maries by warrant from the Governor to Seize or take into his possession any part of the Said Cap^t Mitchell's Estate within the Said County Sufficient for the purpose aforesaid and to make Sale thereof after

appraism^t or imploy the Same for the maintenance of her the Liber B.
s^d M^rs Warren as before is Expressed.

The Court this day gave direction to his Lordps Secretary to p. 179
examine Wittnesses touching Cap^t Mitchell's administring of
Phisick to M^rs Warren being with Child, that the Court May
receive right Information therein.

Mr Cuthbert ffenwick p^{lt} } Upon the p^{lts} motion It is Ordered,
John Nunn Defd^t } that the Order made in this Cause the
20th of March last be renewed to all intents and purposes for
the next Court to be held the 20th of October next or at any
time afterwards

Thomas Gerrard Esq p^{lt} } The Complaint Sueth to be relieved for
L^t William Lewis Defd^t } 12 barrells of Corne Rent and his damage
2500^t Tob value, and for a frameing Sawe valued at 100^t Tobo,
and for 800^t Tobacco for a boat Sent by the p^{lt} and not deliv-
ered, and for 2000^t of Tobacco as he can make appear upon
account which by the award of Thomas Copley Esq to whome
the matter was referred as the p^{lt} alleadged was to have been
paid unto him the Defd^t To which demand of the Comp^{lt} the
Defd^t by his Answer pleads a former Judgment of Court of
the 5th of January 1647 whereby all the p^{lts} demand was deter-
mined Saving the 12 barrells of Corn the Sawe and the
Boate, And as touching the demand concerning the boat the
Defend^t denyeth the Charge, but Confesseth he had a Saw of
the p^{lt} and for the Rent Corne which the Complayn^t claimeth
as due to him for a Tenement for four years at 3 barrells Rent
p annu. The Defd^t acknowledgeth to have held a Plantation
of the p^{lt} by a verbal agreement one year only and a Tennant
of his Some part of the plantation two years for which the Said
Tennant paid to the Complayn^t two barrells of corn he being
himself forced out of the Province by the late troubles in
regard whereof he hoped the Court would not Compell him to
pay rent for the time he could not make use of the Plantation,
alleading that the whole time he and his Tennant held the
Plantation was but three years and That the whole Rent was p. 180
but 2 barrells p annu But the Complaynant Saith the Rent
was 3 barrells yearly and that he enjoyed or might have en-
joyed the Plantation 4 years, Confessed the Tennant paid him
two barrells of Corne for two years for his part of the Planta-
tion And was not able to prove that the Defendant his Ten-
nant enjoyed the Plantation any longer then three years, nor
to prove his demand concerning the boat, not denyeing that
the Defend^t was hindred that he could not enjoy the Plantacōn
Some part of the time by reason of the late troubles, And the

Liber B. Court being Satisfied in point of Conscience that Defd^t ought to be abated for the time he could not by reason of the troubles make use of the Plantacōn It is therefore Ordered that the Defd^t Shall pay unto the Complayn^t Six barrrels of corne in full Satisfaction of all rent remaining due for the Plantacōn aforesaid at the Complaynant's house by the first of August next or in default thereof Six hundred pounds of Tobacco and Cask in lieu of the Said Corne by the tenth of November next together with one hundred pounds of Tobacco for the Saw Confessed by the Defd^t And the Court not thinking it fit to give the p^ht any release against a former Judgment Alloweth of the Defd^{ts} Said plea and for that and the other matters Complained for and not proved, dismisseth the Said Suit.

John Walton plt } The Defend^t attending upon an arrest and
Wm Smoote Defdt } none appearing to prosecute on the Pl^{ts} behalf,
The Court dismisseth the Pl^{ts} Suit for want of prosecucōn with one hundred pounds of Tobacco to be paid by Complaynant to the Defend^t for his attendance trouble and loss of time being a tradesman.

Wm Hardwich plt } At the Defd^{ts} motion the hearing of this
ffrancis Brookes Defdt } Cause is respited till the next Court.

p. 181 The Court rising the Governor appointed the next Provincial Court to be held at S^t Maries the 20th day of October next

21 Junij 1651 Lieuten^t William Lewis bindeth himself his heirs Exto^rs and Adm^rs to pay unto Paul Simpson his Executors Administrato^rs or assignes Six thousand three hundred thirty and nine pounds of Tobacco and Cask principal and Seven hundred fifty Six pounds of like Tobacco and Cask for forbearance at 12^t p Cent upon or before the tenth of November next, unless he the Said Lewis Shall before that time make appear in the Secretaries Office that any part Of the Said 6339^t Tobacco is paid, and then Soe much as is paid unpaid thereof with forbearance at the rate aforesaid, together with all Charges And for better Security of payment thereof accordingly, He the Said William Lewis doth make over unto the Said Paul Simpson his whole Cropp of this year both corne and Tobacco to be enjoyed by him the Said Paul Simpson his heirs Exto^rs and assignes in Case of non payment of the Said Tobacco's and Cask before mencōned Wittness his hand the day and year aforesaid
W^m Lewis
Wittness Thomas Hatton

[ord^r p xec inde 21. Jan^y 1651]

21 Janu^y 1651 Certiff that nothing made appear

August 20^o 1651 An Administration is this day granted to Liber B.
M^rs Ann Cowper the widow and relict of Walter Cowper
Gent her late husband deceased of all the rights debts goods
and Chattells within this Province late of her Said husband
upon Oath by her taken to exhibit a true Inventory by the first
of January next unless &c, And to keep and make a Just &
true account &c After the usual Manner

Septemb^r 26th M^r ffrienship Tongue this day came and
entreth a Caveat that noe Patent be granted to Henry Pountney
of a parcell of Land upon a branch of S^t Jeromes Creek till a
tryall in Court

[Oct^r 2^{do}]

M^r John Lawsons Mark for Cattle & hoggs Viz^t Cropt on
the Left Ear & a hole under the Crop & the right Ear Slit Down

It is this present 29th day of Aprill 1651 Covenanted and p. 182
agreed between M^r Henry Howper of the Province of Maryland
planter of the one part and M^r Zephaniah Smith of the Same
Province Planter of the Other part as followeth viz: That for
and in Consideration that the Said Henry Howper hath Satis-
fied and paid a debt of 5000^t of Tobacco for payment of w^{ch} he
Stood bound unto the Said Zephaniah Smith and for his debt
to Cap^t William Lambe and in respect of the forbearance and
all charges and damages the Said M^r Hooper hath been put
unto by reason of his Said Ingagement He the Said Zephaniah
Smith hath and doth hereby sell assigne and deliver unto
the Said Henry Hooper half a Shallop wth half the ropes Sailes
cable grapleing and other things belonging to her mencōned
and expressed in a Certain Deed of Covenants made between
Robert Simpkin on the one part and the s^d Zephaniah Smith
on the Other part bearing date the fourth day of December
last and now valued at 2500^t of Tobacco and Cask, as also the
time of Service being Six years from December last as by
Indenture appears of one boy named Robert Knight of about
16 years of age now Servant to the Said Zephaniah Smith and
valued at 2000^t of Tob^o and Cask and doth also assigne unto
the Said M^r Howper 2133^t of Tob^o and Cask due to him by
two Several bills from Thomas Welds one dated the 15th and
the other the 16th of this present Month together with the Said
bills, And doth also bind himself, his heirs Executors and
Adm^rs to pay unto the Said M^r Henry Hooper his Extor^s
Adm^rs and assignes 300^t of Merchantable Tobacco and Cask
at the Island of Kent within this Province upon or before the
10th day of November next, And doth also further bind himself,
his heirs Extor^s & Adm^rs to warrant unto the Said M^r Howper

Liber B.
p. 183 his Exto^rs Adm^rs and assignes half the Said Shallop and appur-
tenances and the Said Servant boy touching his Said time of
Service and to make good the Said debt of 2103^l of To-
bacco and Cask due from the Said Welds against all Just
Claimes In Wittness whereof the Said Zephaniah Smith, hath
hereunto put his hand the day and year first above written :
Testor Tho Hutton Zeph Smith

5 Junij, A heifer about 2 years old and Somewhat more
having her left Ear whole, and the right Ear nearer a crop then
a Swallow taile with a Slitt in the Cropp and a little peece
taken out under the Ear near the root was the fourth of this
Month of June in the dusk of the evening by George Mackall
and Robert Crane M^r Wilkinson's 2 Servants with the assist-
ance of the Said M^r Wilkinson Conceiveing her to be a heifer
of the Said M^r Wilkinson's branded upon both horns with
E B: and Some part of her right Ear taken off to make it a
perfect Swallow tayle, which was Soe done before they dis-
covered the Notch under the Ear, upon discovery whereof, M^r
Wilkinson being doubtfull of Some mistake came this day
himself wth his Said 2 Servants who attested as before is
Expressed before the Governor and Secretary and desired
this their declaration might be recorded to the end that if any
one can lay any Just clayme to the Said heifer the alteracon of
the mark af^d may not be any prejudice to the right owner.

This present writeing Wittnesseth that I Benjamine Gill doe
acknowledge my Self to owe unto the Right Honble Cecilius
Lord Baron of Baltemore 1600^l of good and Merchantable leaf
Tobacco with Caske in lieu of Sixteen barrells of Corne due
by me to his Lordp, for Rent And doe desire M^r Secretary to
cause this my acknowledgm^t to be put upon Record as a
Judgment against me for the Said debt as Wittness my hand
this twentieth day of May 1651.

Wittness John Medcalf

Benjamine Gill

p. 184 This present writeing Wittnesseth that I Richard Bennett of
Popler hill with the consent and approbation of John Taylor
and Sarah his wife mother of me the s^d Richard in Liew and
Consideracon of one Cow and Calf by me Sold to his Lordps
Secretary, M^r Thomas Hatton with the consent and approbation
aforesaid as appears by bill of Sale bearing date herewith which
Cow was formerly by free Gift disposed or intended to be
disposed by the Said Sarah my mother to Sarah Bennett my
daughter and Some of her Increase to other of my Children,
Doe give dispose deliver and Confirm to and to the use of my
Said daughter Sarah her Exto^rs Adm^rs and assignes forever

one Cow about Six years old being Crop't on the left ear and the right Swallow forked together with her increase for the future Saving the first Cowe Calf which Shall happen to fall which with Consent aforesaid, I doe give to my Son Thomas Bennett And the Second Cow Calf which with consent afores^d I doe give to my Son Richard Bennett their Exto's Adm's and assignes forever with warranty against all Just claimes Wittness my hand this 16th of Ja'y 1651

In the p'sence of The Mark of R B Richard Bennett
John Tailor : Sarah Tailor Tho: Hatton

This present writeing Wittnesseth, that We Richard Bennett and John Tailor and Sarah his wife mother of the Said Richard of Popler hill in the Province of Maryl^d for and in consideracōn of Six hundred pounds of Tobacco & Cask already paid to the Said Richard Bennett by M^r Thomas Hatton his Lordps Secretary have Sold and delivered and by these presents doe fully and absolutely Sell and deliver unto the Said M^r Thomas Hatton for the Sole and proper use of him the Said M^r Hatton his Executo's Adm's and assignes forever One Cow about Six years old and Calf by her Side now In his the Said M^r Hatton's possession, The Cow being a blackish brown Cow, with a white List upon the back and white under the belly being cropt on the right ear and underkeeled, and a Nick in the upper Side on the left with Warranty against all Just claimes Wittness our hands this 16th day of July 1651:

In the presence of The mark of R B Richard Bennett
James Johnson The mark of × John Taylor
Edw^d Williams × his Mark The mark of S Sarah Taylor

This present writeing Wittnesseth that I James Johnson of Popler hill in the Province of Maryland Planter for and in Consideracōn of 600^l of Tobacco and Cask already by me reced of M^r Thomas Hatton his Lordps Secretary have Sold and delivered and doe hereby Sell and deliver to the Said M^r Hatton one heifer and Calf by her Side now in his the Said M^r Hattons possession, the heifer being yet of my own mark, to the Sole and proper use of him the Said M^r Hatton his Exto's Adm's and assignes forever with warranty ag^t all Just clayms Wittness my hand this 16th of July 1651

James Johnson

In the presence of Rich Bancks Barbara Johnson

16th July Whereas by Deed of Gift upon Record in the Last book of Entries for this Province of Maryland folio 331 a Cow is mencōned to be given by Cap^t ffrancis Pott of Accomack in Virginia unto Thomas Hatton the Son of me Thomas Hatton

Liber B. his Lordps Secretary of this Province to begin him a Stock of Cattle which Cow with a Cow Calf by her Side hath been S paid and delivered at Accomack afores^d and by me transported thence into this Province and remains now in my possession to my Said Son's use the Cow being branded upon the right horne with T T and on the left horne H (my own Cattle being branded on both horns with T H) the former ear Marks of the Cow being altered and brought as near to his the

p. 186 Said Thomas Hatton the younger's own proper Mark as could be, which differeth only from the Mark of me the Said Thomas Hatton the Elder, by a peece taken off from the Corner towards the root underneath both Ears thereby appearing Somewhat like a figure of 3 which mark the Said Calf now bears, and the Said Cow and Calf together with their increase are to be and remain to the Sole proper use of him the Said Thomas Hatton the younger his Exto's Adm's and assignes forever towards a Stock, according to the true intent of the Donor in the Said Deed of Gift expressed

Attestat 16^o die July 1651

p me Tho Hatton Sen Secr.

Whereas Thomas Motham Gent one of the Clarks in the Six Clark's office in Chancery Lane London now deced did ab^t the latter end of March last was eight years give and deliver to the use of Thomas Hatton the younger his Godson born the 14th day of the Said Month of March 1642, a Silver and guilt Spoon of the value of 20^s or thereabouts, And Whereas I Thomas Hatton the Elder ffather of the Said Thomas Hatton the Younger, had and converted the Said Spoon to my own proper use without any Satisfaction at all as yet given to my Said Son for the Same, Now this present writeing Wittneseth that I the Said Thomas Hatton the Elder for and in Consideracōn of the Said Silver and guilt Spooone or the Value thereof and forbearance till this time doe hereby fully and absolutely bargain Sell assigne and deliver unto and to the use of my S^d Son Thomas Hatton his Exto's Adm's and assignes forever two Sow piggs or Shoats lately mark't of his the Said Thomas Hatton's the younger's own proper mark together with their Increase Reserving liberty to my Selfe during my life time to dispose thereof or any part thereof for the best benefit and advantage of my S^d Son as from time to time I Shall See Cause Wittness my hand hereunto upon Record this p'sent 16th of July 1651

Tho Hatton Secr

p. 187 29 July Robert Hatton Son of M^r Thomas Hatton his Lordps Secretary. his Mark for Cattle and hogs viz: his

ffathers Mark on the Right Ear and the Mark of his brother Liber B.
Thomas on the left

William Hatton Nephew of M^r Thomas Hatton his Lordps
Secretary his Mark for Cattle and hoggs viz: his uncles the
Said Secretary his Mark on the right Ear, and the left Ear
bearing the Like Mark on the upper part of the Ear as the
right Ear doth on the nether part.

Richard Hatton Nephew to his Lordps Secretary his Mark
for Cattle and hoggs viz^t his uncle's Mark on the left Ear and
on the right Ear the upper part being taken of or in like
Manner as his Said uncle's Mark is on the nether part being
contrary to the Mark of his brother William.

M^r John Wade Chirurgion his Mark for Cattle and hoggs
viz^t both Ears flower deluced with Slitts and the right Ear
underkeeled.

Aprill 12^o 1651 Barnaby Jackson acknowledgeth that about
three years Since he gave and delivered to Joseph Edlowe a
Cow Calf for the Sole and proper use of Barnaby the Son of
the Said Joseph's his the Said Barnaby Jackson's Godson,
which Gift and delivery of the S^d Cow Calf together with the
Increase thereof Since that time and forever hereafter he the
Said Barnaby Jackson doth hereby fully and absolutely con-
firm to the Said Barnaby Edlowe his Exto's Adm^rs and as-
signes. Wittness his hand the day and year abovesaid.

Testor Tho: Hatton

Barnaby Jackson

Aprill 14^{to} Paul Simpson entreth an Action ag^t Rich^d Brown
(Prisoner under Execucōn) for 200^l Tobacco p bill and 80^l Tob
p Accompt.

May 20. William Johnson his Mark for Cattle & hoggs
Viz: Slitt on both Ears and the under part taken off.

19^o May 1651. John Nicholls this day declared that he had
heretofore given to John Evans Son of William Evans deced p. 188
and his then wife now the wife of the Said John Nicholls a
Cow marked as followeth viz: Crop't on the right Ear, and a
hole under the Cropp, and three Slitts on the left Ear, w^{ch}
Cow the Said John Nicholls in Confirmacōn of his former Gift
doth now freely and firmly Give and Grant unto the S^d John
Evans his Exto's Adm^rs and assigns forever together wth her
Increase for the time to come desireing the Same might be
recorded accordingly

Testor Tho: Hatton

Liber B. 19^o Maij 1651: Walter Guest acknowledgeth to owe unto John Hatch three hundred fifty and five pounds of Tobacco & Cask debt, and forty Seven pounds of Tobacco and Cask Court Charges and for the better Security of payment upon or before the tenth of November next, doth bind make over and assigne unto the Said John Hatch his whole Crop for this year And this in presence of his Lordps Secretary, desiring the Same to be put upon Record
 Testor. Tho: Hatton

Lewis ffroman his Mark for Cattle and hoggs viz: Vnder-keel'd on both Ears.

23^o Jany. These presents Wittness that I Thomas Green of St Maries in the Province of Maryland Esq at the desire and request of my Loveing wife Winifred Green and out of my Natural affection I bear to my Loveing Children Thomas Greene Leonard Green Robert Green and ffrancis Green with divers other reasons me thereunto moveing, have assigned given and made over, and Doe by these presents assign give and make over unto my Loveing friends, Henry Adams & James Langworth, All my whole Estate in the Province of Maryland or elsewhere, as well of Lands and title thereunto as of goods Servants Cattle Swyne, debts or whatsoever else is any ways mine now or hereafter may be unto me within the Said Province or elsewhere to the uses and intents following viz^t That my Loveing wife Winifred be really possessed of all and every part and parcell of my foresaid Estate for her freely to use and enjoy the Same in her own person during the term of her Natural life without Wast diminution or alteracōn thereof Saving the Value of one thousand weight of Tobacco to be delivered to my most honoured friend Thomas Copley Esq or his Successors whenever I Shall happen to die, In testimony I die a faithful Christian and desire the prayers of the holy Church, Provided also that my Self during my life, and that
 p. 189 my Loveing Children Thomas Green Leonard Green Robert Green and ffrancis Green aforesaid, and what other it Shall please God to Send me hereafter be Sufficiently maintained and Provided for out of the Same both for Subsistance and Education answerable to their quality untill each of them respectively come to eighteen years of age, And that my present true reall and proper debts be also paid with all possible Con-
 veniency, And that at the end of ten years next following the date hereof She my Loving wife Winifred Green deliver or Cause to be delivered unto my Loving and Eldest Son Thomas Green the first part of all Such Estate in kind as Shall then and at that time be in her possession or in Value as my Said

Son Shall desire for his portion appointed him by me if he Shall be then liveing, else It Shall be Lawfull for my foresaid Dear wife Winifred Green to Convert the Said fifth part to her own proper use at the Expiracōn of the foresaid ten years without any account to the rest of my Children, And that at the end of thirteen years from the date hereof She my Loveing wife Winifred Green deliver or cause to be delivered unto my Second Son Leonard Green, the fourth part of all Such clear Estate in kind as Shall then and at that time be in her possession, or in value as he the Said Leonard Green Shall make choice of for his porcōn appointed him by me, If he Shall be then liveing, Else the Whole Clear Estate aforesaid to remain to the Sole psonal use and benefit (with the Provisoos aforesaid) of my Loving wife Winifred Green untill the end of fifteen years from the date hereof, And then to deliver or cause to be delivered unto my Son Robert Green the third part in kind of the whole Clear Estate aforesaid as Shall then and at that time be in her possession or in value as he the Said Robert Green Shall then make choice of for his portion appointed him by me If he Shall be then liveing else the whole clear estate afd to remaine to the sole personal use & benefitt wth adviso afd of my loveing Winiferd Green untill the End of seventeen years from the date hereof & thⁿ to Deliver or cause to be delivered unto my Loveing son ffra Green one intire halfe in kind of the whole clear Estate afd as shall then & at th^t time be in her possession or in Value as he the said Francis Green shall think fitt for his portion Appointed him by me if he shall be then liveing else one intire half of the whole clear Estate afd then and at that time in the possession of my Dear wife Winifred Green to remain wholly and Solely with the provisoos aforesaid to the proper use and benefit of my Said Dear wife Winifred Green forever And the other half equally to be divided between Such other issue as it Shall please God to Send me after the date hereof for their respective porcōns appointed them by me If there Shall be any Such then liveing, And if not then the foresaid half wholly to accrue to my Dear wife Winifred Green her use and profit forever, Provided She be not afore invested with the half appointed by me for my Son ffrancis Green his porcōn, nor with the other fifth part appointed by me for my Son Thomas his porcon by reason of either of their deaths as is afore allowed her by me in which Case the half afores^d Shall be divided by equall porcōns among the brothers then Surviving And if at the end of 17 years from the date hereof She my Loveing wife Winifred Green Shall not be invested wth of the foresaid parts, and that I Shall have any future issue then also liveing, That then an equal Share be deducted by her my Loveing wife Winifred Green out of the half afore appointed by me for Such issue

Liber B.

p. 190

Liber B. and applyed to her own proper use and benefit forever, And if
 it Should Soe fall out w^{ch} God forbid, that my dear and Love-
 ing wife Winifred Green Should happen to die afore any the
 p. 191 Several respective years above mencōned, That my Several
 respective Children's porcōns are to be paid them respectively
 out of the Said Estate as af^d That then it Shall be good and
 Lawfull for her my Said Dear wife Winifred Green to give
 and dispose of at her death at her pleasure of the one fifth
 part of the whole clear Estate then remaining in her posses-
 sion, If it be within the ten first years, If after the ten and
 within the 13 years then the fourth part, If after the 13 and
 within the 15 years then the third part to be at her disposall
 as afore, And if after the 15 and within the 17 years, then the
 one half of what She Shall be then possessed of to be at her
 disposeal as afore Giving further power by these presents in
 the Case afores^d to my Loveing friends Henry Adams and
 James Langworth or to the Survivor of them or to his Assignee
 to ReEnter upon the remainder of the Said Estate to the
 intents abovesaid (that is to Say) ffreely to possess the Same
 in their own persons for my respective Children's use and my
 own livelihood as is above at large expressed, allowing my
 Said Loving friends Henry Adams and James Langworth each
 of them, the Value of Six hundred pounds of Tobacco and one
 third of the Male Cattle Increase between them for their pains
 and care they Shall be at in manageing the Said Estate to my
 respective Childrens use profit and advantage at the Several
 days of payment above expressed of their Several respective
 porcōns And if it Should Soe please God as that at the end
 of the 17 years aforesaid or at any time afore there Should be
 neither wife nor Child of mine then liveing, that then the
 whole Estate aforesaid be disposed of as followeth, ffirst that
 three parts thereof be delivered by my Loveing friends Henry
 p. 192 Adams and James Langworth or the Survivor of them or his
 assigne as afore unto my honoured friend Thomas Copley Esq
 or his Successors to be imployed by him or them to Such
 Charitable uses as he or they in their discretion Shall think
 most tending to the honour and glory of Almighty God either
 in this Province or elsewhere, my own decent livelihood during
 my life being herein always Comprehended, Then that the
 other ffourth part remain to the Sole benefit of my Loveing
 friends Henry Adams and James Langworth or to the Sur-
 vivor of them or to his Assignee as afore forever In Wittness
 of all which I have hereunto Set my hand and Seal the 18th of
 November 1650 All the Interlines being 6 in number were
 made before the Signment
 Signed Sealed and delivered Tho: Greene
 in the presence of
 Richard Willan Signed Alice Smith

23^o Jany Know all men by these presents I Robert New-
chant of Newtown in Maryland doe bind over my whole and
Sole Crop of Tobacco and Corne unto M^r George Mee his
Exto^rs Adm^rs or assigns to be both Sound and Merchantable
Condicōn. It being for the Secretary of one debt being due
by Specialty unto the Said Mee being the Sume of two thou-
sand three hundred and Seventy pounds of Tobacco, And as for
the true performance of the Said delivery I have hereunto Set
my hand and Seal dated this 24th day of May Anno 1651
Sealed Subscribed and delivered }
in the presence of James Lindley }
Tho Jnnes }

The Deposition of Walter Smith aged 28 years or there-
abouts taken the 2th October 1651 Sworn & Exam^d

This Deponent being present when Mary Risbrook widdow
was taken very Sick this Deponent requested her to Set things
in Order for he was perswaded that death was Seized on her
upon that She requested him to call ffrancis Lumbard unto her
he comeing unto her She Said She did give unto her Godson
one Sow Shoate and to M^r Pasmore a Shoat of hers that ran at
Crayfords, and for the rest of her wordly Estate She did
bequeath it unto ffrancis Lumbard after her decease and
further this Deponent Saith not
Jurat coram me Rob^t Vaughan

The Deposition of Thomas Pasmore aged 78 years or there-
abouts taken the 2th October 1651 Sworn & exam^d

Saith that Some three days before Mary Risbrooke dyed he
heard her Say, that if it pleased God She Should dye before
ffrancis Lumbard he Should have all the Estate that She had
And further this Deponent Saith not. Signed Tho: Pasmore
Jurat coram me Robert Vaughan

October 9

An Administration of the personall Estate of Mary Risbrook
Widow late of the Isle of Kent deceased is this day granted to
ffrancis Lumbard of the Said Island upon Oath to Exhibit an
Inventory by the first of January next unless &c to performe
the will mencōned in Smith and Pasmores Oaths last before
upon Record, to pay debts &c render an acc^t when thereunto
required by &c in the usual forme

[a Quietus est to the Adm^{rs} of Smithfields Estate]

Cecilius &c To all the Inhabitants and People within our
Said Province of Maryland and to all others whome these
presents Shall concern, Greeting Whereas at a Court held at

Liber B. St Maries within our Said Province the 20th day of June Instant upon the mocōn of Walter Beane and Walter Pakes who by Order of the 29th of December 1648 had been admitted to the Administracōn of the Estate of William Smithfield deceased and upon produceing their accounts upon Oath formerly taken whereby it appeared that they had fully administred, and nothing being Objected to the Contrary albeit publick proclamacōn was then made in open Court It was then Ordered that the Said Walter Beane and Walter Pakes Should have their Quiet est upon Consideracōn whereof these are to
 p. 194 will and require you and every of you that from (henceforth) forward you desist and forbear to Sue implead molest or prosecute the Said Walter Beane or Walter Pakes for or Concerning the Said Estate whereof they are Administrators as af^d or any part thereof as you will answer the Contrary And We doe hereby require our Lieutenant Chief Governor & Chancellor or keeper of our Great Seal of our Said Province for the time being and all and every our Councillors Commanders and Com^s and all other Justices Judges and Magistrates within our S^d Province by us appointed and authorised, and to be from time to time by us or our heirs hereafter appointed and authorised for matters of Judicature, that they and every of them be carefull from time to time as occasion Shall require to See our will & pleasure herein before declared to be duly observed and performed according to Justice, And that in Case the Said Walter Beane and Walter Pakes or either of them Shall happen at any time hereafter to be Sued impleaded or prosecuted in any of our Courts of Justice in our Said Province Contrary to our true intent and meaning herein before Signified that they and every of them then present in Court Shall admitt and allow of this Quietus est or the Record thereof for a Lawfull and Suffici^t plea in barr to all and every Such Suit Action or demand. In Wittness whereof We have caused our Secretary of our Said Province of Maryland to publish the Same under our Great Seal of our S^d Province Given at St Maries this 21th day of June anno Dñi 1651

Wittness our S^d Secret Tho: Hatton

[A Quiet est to Jos: Edlowe Adm^r of Rob^t Wisemans Estate]

Cecilius &c To all the Inhabitants &c Whereas it appears by the account upon Oath upon Record of Joseph Edlowe Adm^r of Robert Wiseman deceased that he the Said Administrator hath fully administred upon Consideracon whereof and of an Order of Court made herein this present day, These are to will and require you and every of you &c put in Quiet est Beane & Pakes vlt ante recitat Mutatis Mutandis usq ad, Given at St Maries this 20th day of October anno Dñi 1651
 Wittness our S^d Secretary Tho Hatton

Oct 18th Aprill the 28th 1649 Received in full of John Salter a Bill of five hundred and forty pounds nete of Tobacco I say
 reced by me Isaac I live Liber B.
p. 195

Oct 18th Andrew Watson his Mark for Cattle and hoggs viz^t the right Ear cropt and a hole under the Cropp, and the left Ear underkeeled and a hole in it.

22^{do} Octobr 1651. Edward Hall ingageth himself in open Court this day in twenty thousand pounds of Tobacco to be paid to the Lord Proprietary in Case Rebecca Manners widdow Shall not Justly and truly Administer upon the Estate late of George Manners her late husband deceased, and give in a Just and true account thereof according to her Oath to be taken in that behalf Wittness his hand
 the Mark of × Edward Hall

1646
 January 14 Henry Hooper Chirurgeon acknowledgeth himself to owe unto John Hallows Six hundred pounds of Cask't Tobacco. p. 205

Whereas certain Lands and Tenements holding of the Mannors hereunder named have ceased for these 3 years last past to pay the rent due to the Lord of the Mannor hereunder likewise named & the Last Tenants have (as is Said) forsakon and deserted them nor can any distress be found upon the Lands or tenem^{ts} for the levying of the Said rent and arrears, These are therfore to Summon the Said Several Tennants to pay the Said Rent and arrears and the Charges of this process unto the Lord of the Mannor as aforesaid within 15 days after the Setting up thereof or els to be at the Court on the ffourth of ffebruary next by themselves or Attorney to Shew Cause why the Said Land should not Escheat to the Lord of the Mannor as aforesaid according to the Law and Custome of England in Such Case p. 206

In the Mano ^r of	{	St Michael	one tenem ^t of 100 acres late in the Tenure of Tho Butler deced yearly rent 2 barrells corne & 2 Capons arrear 3 yea:	}	6 barrells Corne & 12 Capons
		St Gabriell—	One other Tenement late in the tenure of Henry James Deced of the Same quantity rent and arrear		
			One other tenem ^t of 100 acres late in the tenure of John Langford deceased the Same rent & arrear		
			Trinity—	One other Tenement of 100 acres in the tenure of Robert Smith the Same rent & arrear	

Liber B. William Stephanson demandeth of Robert Smith 500^t Tob
Casked and 3 barrells of Corne due for wages this last year
attachm^t 923 ret 4 ffebr

pnt { Gov^r
Secret

Att a Court 13 Janu:

The Court being informed of certain revileing Speeches of
W^m Pinley uttered this present day in the house of John Hal-
lowes viz (that he Should Say unto Robert Douglass a mes-
senger Sent thither from the Governor upon business (that he
had an honest face it was pitty he Should be hanged, and that
he wished the Virgineans that came up in Service of the Gov-
ernor had Estates in Virginea, and th^t rather than he would
have come up upon Such employm^t as they did he would have
gathered Oysters for his liveing) Confessed the words And
p. 207 thereupon was adjudged by the Court to be whipped with 20
lashes and to be imprisoned till the Sentence be Executed

14 Nathaniel Pope demandeth of John Dandy 300^t Tobo
Cask due by bill.

attachnt 373 ret 1 March next or within one Month after
Notice

Edward Packer demandeth of John Dandy 950^t Tob Cask—
attachment 1073^t ret ead forma

John Pritchard demandeth of Barth: Lewis 80^t Tob Cask
Warr^t to Court 4 ffebr upon perill Judgm^t

Jan'y 14 Marks Pheipo made Oath that he paid unto the
Sherriff to the use of M^r Giles Brent 1000^t Tob & Cask about
Some three years agoe by Order of Nathaniel Pope upon an
attachment of the Said M^r Brent

Edward Packer made Oath that he being Sherriff ab^t 3 years
agoe received five hogsheads of Tobacco of Nathan^l Pope by
vertue of an attachment at the Suit of ffulk Brent to the best of
his remembrance

Bartholomew Rench acknowledgeth himself to owe unto
John Hallows 700^t Tobacco to be paid on the 10th November
next

p. 208 16—Thomas Green Esq &c demandeth of William Harde-
dige 310^t Tobacco Cask due by Bill and account
Arrest for 348^t

4 ffebr Tho: Green Esq &c demandeth of William Pinly
361^t Tob cask due by remainder of a bill of 800^t
Arrest 399 Eod

John Grimesditch demandeth 100 acres of Land due by Con- Liber B
dicōns of Plantacōn for transporting himself at his own Charge
into the Province in the year 1644.

Warrant to Surveyor

Marks Pheipo Adm^r of Samth Pursall late of Virginea deced p. 212
demandeth of John Hallowses 20^t beaver due these 5 years &
upwards to the Estate of the deceased by Bill, and demandeth
damages of Non payment and charges of Suit

Warn: to Court 4 ffebr pill Judgm^t

Warr^t to Tenn^{ts} Lordps hundred, St Clem: & Newtown to
pay rent afore 4 ffebr at the ffort, pill distress & Charges
& head corne

Jan'y 25—ffrancis Posie demandeth of W^m Smithfield 600^t p. 213
Tobacco due by account

Arrest ret 4 ffebr next

ffrancis Posie demandeth of Tho: Moss 400^t Tobacco due
upon account of 40 arms length of roanoke delivered to him at
10 p arm t

attachm^t ret eod

Ralph Beane demandeth of John Cook 1166^t Tob Caske due
upon account of goods:

Attachm^t 1223^t ret 1 March

Robert Edwards demandeth of Richard Hills Adm^r of John
Longworth 220^t Tobo Cask & 4 barrells corne of corne or els
400^t Tob Cask.

Warn: to Court 1 M: pill Judgm^t

Worthy S^r

p. 214

These are to give you notice that I have given Notice to M^r
Hollis Order to receive the Cattle which is due to me for the
moneys that my Lord received of my friends in Engl^d for one
I have received but noe Increase which I hope your worship
will consider me in yet that I may not Sustain the whole loss
of the encrease which I Should have had of them So wishing
you all helth &c

Yo^r Serv^t to Comand, Tho^s Speak

[January the 29th]

Warrant to Walter Waterlin to Search Antho Rawlins house
for goods of John Hallowses

Liber B. [Feb^y 4]

Robert Sharp demandeth of Cyprian Mallett 36^t tob due upon account

Warrant Imediate

Robert Sharpe demandeth of Thomas Knight 150^t tob due upon account

Warr^t Imediate

Robert Kedger p attorn Walter Pakes demandeth of Nath Pope 1000^t tob due for account of Work

Warrant Imediate

Dorothy Balldridge demandeth of Richard Duke 200^t Tob due by bill attachm^t

Acknowledged this day in Court to be agreed by the Gov^r & Henry Hooper Chirurgeon, that the Said Henry is to Serve the Governor for a twelve month from this day in the quality of a Chirurgeon and the Governor is for it to find all druggs, and to find him with diett and lodgeing, and to allow him two thirds of all the accounts Which the Chirurgeon Shall earn by his practice in the Colony during the Said time.

Mary Clocker demandeth of ffrancis Gray 1000^t tob being the value of a Cow of the p^{lts} killed by the Said ffrancis at St Maries about Septemb 1646. and assumed by him to be paid for.

p. 215 Nath Pope to the demand of blanch Oliver for 2 kine With Calf due by assumpsit Saith that if he did kill any of her Cattle or assume payment which he confesseth not yet he ought not to pay upon any Such Cause Such actions being taken away by Act of assembly.

Mary Clocker Saith upon her Oath that in her presence Nathaniel Pope did promise to blanch Oliver that for an Ox of her's killed in their ffort whether he lived or died he would give her Satisfaction and if he lived She Should have a Suffi-
cient Cow and Calfe as any was in his penn and which Should be a quarter over and above better then her Oxe. And the Court found that the p^{lt} recover a good Cow Calfe as any was then in his penn, and for the other Cow and Calfe respited till first of March which Shall be 1647:

In the Cause of Robert Kedger v: Nathan Pope, the Said Nathan Pope alleadged, that if Rob^t Kedger did any work it was to the use of the whole party then in Rebellion, and Soe is Cut off by the Act.

And it was Soe found by the Court and the Defd^t dismissed Liber B. without day

Tho: Hebden demandeth of the Administrator of John Cole 50^l Tob for Curing his Ague and feaver about Six Months afore he went into the ffort, 25^l for a purge then likewise, 25^l for Stopping of his blood at that time

And the Administrato^r not gainSaying upon the Oath of the p^lt to his account Ordered that he recover

In the Cause of Nath Pope v: Tho Jackson the Defd^t acknowledged 200^l tob to be due and the p^lt was therewith contented and the p^lt to pay Charge

Nicholas Gwither demandeth of Nath Pope 200^l Tobacco due for hire for a voyage to Virginea about Septemb 1645.

And the Said Nathan Saith that the employm^t was in Service and to use of the Rebellion and therefore Cutt off by the Act:

And the Court dismissed the Defd^t without day.

p. 216

Ralph Beane demandeth of John Cage 280^l Tob^o Cask due by bill. Warrant Imediate

In the Cause of Robert Sharp v. Tho: Knight the Def^t alleadgeth the demand was for a play debt and the p^lt not gainSaying it, the Court dismissed the Defd^t without day.

William Broughe demandeth of Antho Rawlins 600^l tob & 2 barrells of Corne due upon bill and account. Warrant Imediate.

George Rutland demandeth of John Hallowes 330^l Tobo Casked due Cap^t Hill, & assumed by the Defd^t attachment 363 ret 1 March next

William Wheatley demandeth of ffrancis Amketill & James Langworth 8 barrells of Corne due by bill.

Attachm^t v: ffrancis Amketill 553 ret 1^o Decemb next

In the Cause of W^m Brough v: Antho Rawlins, the Def^t was respited to prove his allegation ag^t the bill of 150^l Tob & 2 bb Corne at the Court on the 1st of March next upon pill of Judgm^t and likewise his allegacōn touching the delivery of a Steel Saw to the p^lt in exchange for his, & the p^lt recovered 100^l tob for Soe much paid by him for the def^t to Edward Packer, and one Indian Matt to be delivered to the p^lt before the first of March next or else 30^l tob

Liber B.

Coppo of Order to Antho Rawlins

Antho Rawlins demandeth of William Brough 820^t Tob due upon account and the Defd^t was dismiss't without day

Tho Sturman & Will Pinly }
Jo Powell David a Welshman } licensed to goe down
Arthur Whittingtons' Man } to Virginea

Barnaby Jackson demandeth of Nath: Pope 1540^t tob Cask due for the price of 11 fliches of Bacōn of the p^{lts} used by the Defd^t being deposited in his house by the p^{lt} for the Securing of them and contracted for Satisfaction

Warrant Imediate

And the Def^t denied Such Contract and upon the p^{lts} Mocōn the Cause Respited till the 1st of March

p. 217 Thomas Jackson demandeth of John Hampton 120^t Tob Cask due for 1 barrell Corne delivered to him this last Summer Arrest ret 1 March

ffrancis Pope demandeth of William Smithfield 400^t of Tob paid to him by the p^{lt} for the price of a Gunn Sold him by the Defd^t and belonging to John Philips and now taken from the Defd^t to his Lordps use as Executor in Law to John Philips

George Rutland demandeth of John Kemp of Virginea 1000^t Tob due for first payment of a bill of 3000^t attachm^t ret 1 March next

William Brough demandeth of John Mansell 380^t tob and 2 hhds of Cask due by bill Warr^t ret 1 March

W^m Brough Demandeth of W^m Brown 306^t Tob Cask due upon Acco^t Warr^t to Court Returnable 1 March

George Rutland demandeth of Robert Smith 127^t tob due upon account assigned from Richard Hobin

John Salter demandeth of Thomas Waggott 150^t Tob

Marks Pheipo Adm^r of Tho Pursall demandeth of John Hampton 700^t Tob casked due by bill attachm^t ret 1 March

Marks Pheipo Adm^r of Thomas Purssell demandeth of ffrancis Gray Adm^r of James Couther 1700^t tob casked due by account & bill to the deceased Pursall from Ja: Cauther attachm^t ret 1 March

Marks Pheipo Adm^r of Tho Pursall demandeth of John Hal-
lowes Administrator of Ja Wavill 700^t Tob^o Cask due by bill Liber B.
& 20^t beaver assignment together with damage of Non pay-
ment

ffebr 8th

pr^{sent} Gov^r } To the Demand of Marks Pheipo administ of
Secret } Thomas Pursall versus ffrancis Gray the S^d Fran-
cis Gray Adm^r of James Cauther Saith that he knoweth not
the demand to be due from the deceased, And upon the defalt
of prooffe on the p^{lts} part and the Oath of the Defd^t that he
ought noe more then 170^t Tob the Court found for the p^l 170^t
Tob, and the p^l to beare Charge of Suit:

To the demand of Marks Pheipo Adm^r of Tho Pursall versus p. 218
Jo Hamton, the Said Jo: Hamton Saith he oweth it not and
the Court found for the p^l 600^t Tobacco.

John Hampton at the request of Christopher Chamberlaine
Made Oath that in Virginea this Depon^t did about 9 years or
10 Years agoe receive of Edward Moulson 60^t Tobo

for the account of Nicholas Clerk he this Depon^t being
then the Said Clerks Attorney, and that he this Depon^t paid
the Said Tobacco accordingly to the S^d Nicholas Clerk for the
account of the Said Edward Moulson

Coppy of 6: Mar: 1646.

ffrancisco Van Eynden demandeth of Rich^d Hobin 300^t Tob
Casked due for the price of 2 hoggs dd to him
Arrest ret 1 March next

ffrancisco Van Eynden demandeth of John Nunne 2 hhd
Cask lent & 2 barrells corne & 150^t tob due for the price of a
Plantacōn of the p^{lts} at S^t Leonards Sold to the Defd^t

John Hampton deposeth at the request of Marks Pheipo
Saith that to his knowledge John Hallowes did owe unto
Thomas Pursall 20^t of beaver about 6 years agoe & Soe much
this Depon^t hath heard the Said John Hallowes Confess

10 Job Mayne demandeth of Henry Brookes 100^t Tobo & 3
barrells corne wages Arrest ret 1 March.

ii Blanch Oliver Adm^rx of Robert Dixon demandeth of
Richard Nevett 800^t Tob due by account Arrest ret 1 March

Liber B. Blanch Olliver Adm^r of Robert Dixon demandeth of W^m Thompson 500^t Tob^a due by Account for So much Tob^a Lent to the Defend^t to the Pl^t Arrest ret 1. March

Blanch Oliver Adm^{rx} of Robert Dixon demandeth of John Medly 130^t tob & 4 barrells corne due upon acc^t to the deceased Arrest ret 1 March

p. 221 Ralph Beane demandeth of Joseph Cardell 1100^t w^t tob. casked due by Bill & assignm^{ts}
arrest ret 1 March next

Though your paper Sent by M^r Knight contain many things in it of that fowle nature as deserve to be answered rather by the Sword then the pen of the Magistrate, Yet Soe great is our Inclination to See an end of these troubles Soe unfortunately begun amongst us and all things reduced into their Old State again, of peace and quiett, that passing by all the rest of your paper, We give this Answer in brief, to that part of it, which prays for peace, that when you Shall Send this Gentleman or any other agent from you with Sufficient authority under the hands of the greatest part of the Island to treat and conclude fully with us, all things as Shall come in question on either part, You Shall find this Governm^t ready to Condescend, to the giving of all Satisfaction to your demands of quiett and peace as may by reasonable Men be expected from it:

p. 222 A rate of goods bought by Tho Severne.

Shoes 34 ^t p p	34 ^t	Cocram	30
Stockins	16	course linnen	14
Childr ^{ns} Shoes & }		axes & hoes	24
Stockins }	18	Soap	9
Gray Kersey	50	Candles	6
better Sort of frize	40	Nails 20 ^d	60
next Sort of frize	30	6 ^d	40
dowles	40	4 ^d	30

ffebr 25 Restituta wife of John Hallowes appeared as his Attorney to Answer to the Suit of Marks Pheipo. respited till Court.

Subpana for p^{lt} to Edward Packer to testifie in ditto causa

Mar: 2 Nicholas Keytin demandeth of ffrancis Gray, both in his own name & as Adm^r of James Cauther 200^t tob casked for the price of a hog of the p^{lts} killed by the def^{ts} to their own use.

And in presence of Jo: Piles (Attorney of the Def^t) and Liber B.
pleading for his defence, the Court found for the p^lt 150^t tob:

Sub pana in part Jo: Hollowes def^t to Marks Pheipo for
Mary fford to testifie.

Richard Nevett to the demand of Blanch Oliver Saith that
hee acknowledgeth the demand to be due, and that he never
denyed it, And the Court found for the p^lt 594^t tob. & the p^lt
to bear charges, and not to have Execucōn till Decemb next.

William Thomson to the demand of Blanch Oliver Saith
upon his Oath, that he acknowledgeth 300^t tob due to be paid
next year, and noe more he ought him at the time of his
decease, and the Def^t proved due to him from Robert Dixon
upon account 2 barrells $\frac{1}{2}$ Corne & 200^t tob And the Court
found that the p^lt is to pay 50^t tob to the Defd^t upon the whole
account.

Mary fford deposed at the request of the Attorney of Jo:
Hallowes, that She this Depon^t being at James Cauther's
house Sometime about March, about 6 years agoe, did See
one Edward then Servant of James Cauther bring down a par-
cell of beaver to James Cauther's house, which he Said he had
of Jo: Hallis for Thomas Pursall.

Upon the Oath of Ralph Beane the Court found for him
110^t tob. upon the Estate of John Cole deceased.

Upon the Oath of William Asiter the Court found for him
ag^t the Estate of Richard Cole 64^t tob.

Tho: Green Recovered 100^t tob, upon Oath of W^m Thomson
against the Estate of Thomas Willis fugitive.

Richard Nevett upon Oath of John Medley recovered 100^t
tob. against the Estate of Thomas Willis fugitive.

Ordered that William Browne upon paying 32^t tob: Casked
to M^r Low for Court charges, & 3 bushells corne arrear for
rent of the plantacōn of Thomas Willis, & 100^t Tob: casked
next year to M^r Green, & 100^t tob Casked to Richard Nevett
next year, Shall have & enjoy the Patent of Thomas Willis as
his Lawfull assigne, And Richard Nevett acknowledgeth to
have received 100^t Casked Tobo as aforesd^d—

Rich^d R Nevett his Mark

Liber B. Upon the Oath of Marks Pheipo, Ordered that he recover of the Estate of John Wavell 700^l tob Casked and for the 20^l beaver was dismiss't.

Edward Packer assumed for Jo: Hollis to be Answerable at June Court by him or Attorney for 300^l tob or Soe much of it as Shall be recovered by George Rutland ag^t him on the behalf of Jo: Kemp of Virginea.

Marks Pheipo demandeth of ffrancis Grey, Adm^r of James Cauther 1000^l tob. for the price of 20^l beaver received by the Said James to the use of Thomas Pursall from John Hallowes. attachm^t

In the Cause of Geo: Rutland v: Jo: Hollis for 330^l tob the p^lt dismiss't.

George Rutland demandeth of Cap^t Edward Hill 330^l tob Casked, due to Richard Hobie & assigned to the p^lt attachm^t ret 1. June

Warrant to Richard Nevett for 100 acres Land

George Rutland demandeth of Tho: Petit 170^l tob due by account assigned from Rich: Hobie
Warr^t to Court 1 June

p. 224 George Rutland Attorney of Bridges demandeth
Of John Nevill 270^l tob due by account of dyett & a lock of a Gunn Warr^t to Court 1 June

6 The will of Thomas Weston exhibited by John Hansford and approved and the administracōn Comitted to the S^d John Hansford having made Oath to bring in Inventory within 10 days, and account afore 1 March 1648 unless further time given, and to cause the Estate to be appraised by Oath of 2 men

William Marshall Sworn to appraise the Estate of Thomas Weston according to the true value of it to the best of his conscience.

9 Nicholas Cossin demandeth of James Neale 1400^l tob & Cask due by bill—attachm^t to Answ^r 1 March next. ret next Court

Ralph Crouch at the request of John Pile Saith upon his Oath, that about October anno 1644, he this Depon^t did lade

aboard the Ship called the Réformation whereof was then Master one Richard Ingle riding in the River of Thames London Certain English goods, which Tho^s Clerk the party that delivered the goods to the Depon^t affirmed them to the Depon^t to be to the value of ten pounds ten Shillings Sterl laid out in England in ready money by him the Said Thomas Clark for them, and which this Depon^t veryly believeth cost that rate, but this Depon^t Knoweth not whether the freight of the said goods was reckoned into the said Charge or not. Liber B.

Touching the Same And also that the Commander and Commissioners at Kent doe cause the Said Zephaniah Smith to bring into the Court there A Petition by him preferred to the Provincial Court there on his own behalfe wherein the Court att Annarundel is by him taxed with Injustice, that a true Coppy thereof may be taken to be made use of by the Provinciaall court if occasion Shall require. p. 225

Cuthbert ffenwick p^{lt} }
John Nunn Defd^t } Upon perusal of an Order Made in this Cause the 20th day of March last and another for renewing of the Same 21th of June last and upon Oath made by M^r Gwyther the high Sherriff that he gave the Defd^t notice of the Said Order Since the Last Court and the Defd^t nor any for him yet appearing to make any Answer in the business, It is Ordered according to the Said former Order that the Def^t Shall pay unto the p^{lt} or his Assigne two hundred four Score and five pounds of Merchantable Tobacco and Cask which was payable by bill to the p^{lt} the tenth day of November 1647.

Proofoes produced by John Merriday Shipwright this Court for the vacateing of a bond by him entred to Thomas Hales and Roger Pollin the 14th of July last viz

The Deposition of Richard Pinner of the Colony of Virginia Marriner aged about 36 years Sworn & examined the last day of July 1651. Saith

That about November last he being aboard a Vessell in the bay of Chesapeake in Virginea between Pyankatanck and Rapahannock called the Ann, there was then and there lost from the Sterne of the Said Vessell a Small boat of about 10 or 12 foot by the Keele which had been borrowed of John Merriday Boatwright, And this Deponent further deposeth that upon serious view of a boat upon Monday last which the Said John Merriday Shewed unto him telling him he had taken the Same out of The possession of Thomas Hales and Roger Pollin and had entred bond to prove the Same to be his, he this Depon^t found and knoweth it to be the Same boat which was Soe lost from the Stern of the said Vessell before mencōned. p. 226

Liber B.

The Deposition of Richard Gripwood planter aged about 16 years Sworn and examined the last day of July 1651 Saith

That he was a board the Vessell mentioned in the Deposition of Richard Pynner above written when the Boat therein mencōned was lost, and further Saith that the Boat, which John Merriday upon Monday last Shewed to the Said Pinner and this Deponent, mencōned also in the S^d Pinner's deposition, is the Same Boat which was then lost from the Stern of the Said Vessell as afores^d w^{ch} boat this Deponent hath heard and verily believes was and is John Merriday's boat :

Uterq Jurat die & anno Supradict coram me

Tho: Hatton Secr

To my hon^{re} friend Cap^t Willm Stone Gov^r
of Maryl^d

p^rsent These

Good S^r

I received your Letter by M^r Copley concerning the assurance to you of my house at S^t Maries, which I did once Offer to Secure to you against all Just claymes, but at our last parting you cannot forget that I desired you to See in the the Record what right I had to it, and that I would advise with my brother before I would make any writeing to you I further told you that if my title were not good I would return the house into the Inventory, and would not intangle my Self in Maryland because of the L^d Baltemore's disaffections to me and the Instruccōns he Sends ag^t us This S^r if please you to call to mind what past I know you will remember, Yet verily S^r I doe not refuse to make you Security for any doubt I have of my title, but because I know it will be more for the avoyding of trouble both to you and me to disinterest my Self in it I will at my comeing down
p. 227 bring with me the Coppy of the Statute to Justifie my right to M^r Calverts Land, and I hope to have a tryall for them in your own Court, and Soe I shall make an end with you to your own content I beseech you S^r be pleased to dispose of those goods I laid by because I have been forced to provide my Self by my brother in Virginia, Soe I Shall want the Tobacco to furnish ourselves with other things, Be pleased to p^rsent &c July 22th 1650.

Yo^r humble Serv^t Margaret Brent

To the Right Worpth Cap. William Stone &c

S^r

my brother is now Soe extreamly Sick that We have noe expectation of his life, Soe that I know not what trouble it may throw upon me or how inconvenient my comeing down to Maryland in June may be to me, I w^d therefore desire you to

doe me the favour to referr the hearing of the Cause between us, till the October Court, at which time I will not fail to be down, and you Shall thereby oblige unto you Liber B. S^r

Your Most humble Serv^t

Margarett Brent

Aprill 28th 1651.

S^r

To the Right Worshipth Willm Stone &c

I did heretofore Set you a price of the house at S^t Maries, on which you did enter, and did then deferr the assurance of it to you till I had taken advice of my brother to whome I was then goeing, after which I Sent you assurance Conveying my whole title you which then you ought to have accepted or to have relinquished your pretence of buying, And this I did before you had Incurred any charge upon the thing, as I Shall prove by Sufficient Witness I now desire you to know that I am deeply Sensible of the loss, and trouble you have thrown upon me in this business by your keeping of my house and Land from me, and not paying me any price for it, And therefore to disengage My Selfe out of further trouble, I am now compelled to require you to Signifie unto me or to M^r Bretton in my behalfe within 20 days after the receipt hereof your acceptance of the house and Land upon my Conveyance of my title unto you which I am now ready to make and is but that of M^r Calvert's Adm^r and which I will not fortify by any bond or warranty, If you give me not notice of your acceptance of it, I doe here declare to you that I will be disengaged of the bargain which I then profered you and now profer you of it, and free to dispose of my house to my best profit, I beseech you S^r fail not to lett me know your resolucōn in it I commend my Service to you & rest

Peace July 10th 1651 Your humble Serv^t Margaret Brent p. 228

Know all men whome it may concern that I Thomas Johnson Merchant doe testifie, that Whereas there was an agreem^t and bargain made between M^rs Margarett Brent and Cap^t W^m Stone Governor of Maryland for one house & 100 acres of Land with all things thereunto belonging at S^t Maries formerly belonging unto Governor Calvert late deceased, And in Consideration thereof the S^d Captain Stone was content to allow her four thous^d and five hundred weight of Merchantable Tobacco upon Condi^cōn she would engage herself her heirs Extor's Adm^rs or assigns to defend him the Said Cap^t Stone his heirs Extor's Adm^rs or assigns from all Just claimes and demands that Shall or may hereafter arise, unto which I doe hereby testifie the said M^rs Brent did Condescend unto and

Liber B. was content to underwrite the Bill of Sale & received Some goods in part of payment which She left in the hands of the Said Cap^t Stone untill the return of her Shallop In Wittness whereof I have hereunto Sett my hand this 20th of May 1650 at Providence in the County of Annarundel

p me Tho: Johnson

The above mencōned Thomas Johnson hath made Oath before me James Homewood Magistrate in Providence that what he hath testified above is the truth to the best of his knowledge die ditto

James Homewood

p. 229 The Deposition of Elizabeth Parry aged 26 years or thereabouts taken on the 22th of October Sworn and exam^d Saith

That She was present when M^rs Margaret Brent made an absolute bargain with W^m Stone Esq^r of a house at S^t Maries formerly belonging to Leonard Calvert Esq^r deced & that there was goods at her request delivered unto her in part of payment for the Said house, And that She was present when there was a bill of Sale made for M^rs Brent to Set her hand unto, but She refused to Sett her hand to it, if that it was therein written that She Should be bound to defend him from all Claims, But She would willingly Set her hand to the Bill of Sale if that it was therein written, all Just claims whatsoever, Moreover She heard her Say afterwards that She would not Meddle with the goods afores^d unless the Gov^r would enter upon the house ffurther this Depon^t Saith not

The mark of E P Eliz Parry

Jurat coram nos

Rob^t Vaughan W^m Eltonhead.

W^m Stone Esq Compl^t
M^rs Margaret Brent Deft^t }

Upon reading of a former Order of this Court of the 20th of November last made in this Cause It appeared thereby that the hearing of this Cause was by consent on both sides respited till the then next Court, and nothing being then done in the business the Defd^t was afterwards arrested upon a warrant to appear in June Court last, and the Complaynant now producing a Letter under the Defd^{ts} hands of the 28th of Aprill last whereby She pretending that her comeing down to Maryland in June would be very Inconvenient earnestly desired the Comp^{lt} to referr the hearing of the Cause till this Court and then She would not fail to be down, upon which Letter the Complayn^t (as he affirmed) was drawn to respite the hearing according to her desire But it appears by another Letter now Shewed under the Defd^{ts} hands dated the 10th of July last that She now waves all former proceedings, and preremptory averreth that She

will be disengaged of the bargain and be free to dispose of the house in question to her best profit which Expressions being used to the Governor By the Defd^t in her Letter upon a Suit depending She absenting herself out of the Province and willfully refusing to appear, this Court doth apprehend can amount to noe less then a Slighting and Contempt of this Court and Governm^t, And doth therefore and for the reasons before Shewed think fit upon the Complayn^{ts} mocōn to proceed to the hearing of the Cause the Defd^{ts} absence notwithstanding, And the Complayn^{ts} Suit being to be relieved against the Defd^t for a Sufficient Conveyance of the house and one hundred acres of Land thereunto belonging at S^t Maries where he now dwelleth with warranty against all Just claims according to agreement, the Complayn^t not distrusting the Defd^{ts} performance of the bargain on her part, having bestowed Very great charges upon the premisses and as appears by the Order of 20th of November last the Defend^t Confessed She once Offered Such warranty, And by the Deposicōns of M^r Thomas Johnson and Elizabeth Parry now produced it appears that the Defd^t did make an absolute bargain and Sale of the premisses to the Complaynant for the Consideracōn of ffour thousand five hundred pounds of Tobacco and Cask, and was willing to put her hand to a bill of Sale thereof with warranty against all Just claymes and that She received Some goods in part of paym^t which also appears by her Letter to the Complayn^t of the 22th of July 1650 now also produced Upon all which Deposicōns Letters and other proceedings, It is by this Court Ordered and adjudged that the Complayn^t his heirs and assigns Shall forever hereafter have hold and enjoy the quiet and peaceable possiōn of the house and Land in question against the Defd^t and all claiming by from or under her or her title, And that the Comp^{lt} Shall Satisfie and pay to the Defd^t or her assigns the remainder yet unpaid of the four thousand and five hundred pounds of Tobacco and Cask being the Consideracōn for the purchase before expressed And upon payment thereof, Sometime before the first of January next being Lawfully demanded, or in default of Such demand by that time upon Sufficient tender thereof for the use of the Defd^t or her Assignes Sometime in January next in Some one or two places betwixt S^t Georges River and Brettons bay, The Defd^t her heirs Exto^rs or Adm^rs Shall make unto the Comp^{lt} a Sufficient Conveyance or Bill of Sale of the premisses with warranty against all Just claimes according to her agreement proved upon Oath, and that in respect of the Defd^{ts} non residency here and it being doubtfull how Soon She may further absent herself where She cannot be found or compelled to the performance thereof It is further Ordered that upon payment or

Liber B.

p. 230

p. 231


Liber B. tender of the Said Remainder in Manner aforesaid She Shall give Sufficient Security for the p^lt his heires and assignes their quiet and peaceable possession of the premisses according to this Order Which is to be absolute and binding unless the Defd^t by herself or her attorney att the next Court to be held for this County of S^t Maries the Second day of December next Shall Shew good cause to the Contrary, And in respect of her wilfull neglect in not appearing this Court and contempt before expressed Notwithstanding the Comp^lts long forbearance at her request She is bound preremptorily to take notice of this Order, And the Complayn^t is not required to cause any notice hereof to be given her unless he think fitt.

19 Januarij Certiff^t of noe Cause Shewed.

The Court riseing the Governor appointed the next Prov^h Court to be held at S^t Maries the Second day of December next.

Nov^r 3^o Memorand that I George Manners ingage my Self to bear Henry Pountney harmless from a bill of Six hundred pounds of Tobacco of the Said Henry Pountneys due to Skipper Abraham as Wittness my hand the 19th of Aprill 1651
Wittness Friendship Tongue George G. M Manners

13 Novembr M^r Phillip Land demandeth 390^h of Tob and Caske as due to him out of the Estate of Thomas-Maidwell deceased:

p. 232 14^o Novembr: Blanch the wife of Humphrey Howell acknowledged that She in her Widdowhood fully and freely gave And delivered to Mary Harrison daughter of her the S^d Blanch and John Harrison her former husband deceased one Cow Calfe with her Increase being now four female Cattle and one Male in the whole All the Male both of that Stock, and the Stock of William Oliver Son of the Said Blanch and Roger Oliver her former husband also being to be allowed to the Said Humphrey Howell her now husband for the education of the Said Children, and his care in looking to the Said Cattle, And that the Calf given to the Said Mary as afores^d was part of her the Said Blanch's thirds of the Estate of the S^d Roger Oliver Witness her hand this 14 of November 1651.
Testor Tho Hatton. The Mark of Blanch  Oliver

Att a Court held at S^t Maries }
the Sixth day of Novemb 1651. } Present. Governor: Secretary

Upon humble mocōn made unto this Court by Rebecca Manners Wid^o Adm^rx of George Manners her late husband

deced It is Ordered that her wearing apparell, bedd and bed clothes thereunto belonging and three barrells of Corne be allowed her out of the decedents Estate according to the Custome of this Province And not to be Inventoryed: Liber B.

Depositions taken by M^r John Sturman by
vertue of a Speciall Comission to him granted
for that purpose.

The Deposition of Robert Holt taken the third day of November 1651 upon his Oath declareth and Saith that Dorothy his wife hath threatned him divers times to take away his life, And further Saith that Edward Hudson hath divers times been Compacted with her the Said Dorothy to abuse me by takeing her part in his words, Soe that between them both I goe daily in fear of my life And further Saith not

The Mark of Rob^t Holt

Sworn before me John Sturman

Andrew Watson being Examined and Sworn upon his Oath declareth and Saith that about July or August in the year 1650 he this Depon^t comeing to the house of Edward Hudson, and Staying about a ffortnight or thereabouts there, Saw the Said Edward Hudson and Dorthy the wife of Robert Holt goe to bed together as if they had been man and wife, And he this Depon^t knew not to the Contrary while he heard it by Some of the Neighbours thereabouts And The Said Dorothy and Edward told he this Deponent that Robert Holt which was the Said Dorothy's husband was dead and further Saith not p. 233

The Mark of Andrew Watson

Sworn before me this third day of November 1651.
John Sturman

The Deposition of Rose Smith aged 42 years or thereabouts being Sworn and Examined Saith, that about September last past She this Depon^t comeing to the house of Robert Holt, the S^d Holt told this Deponent that his wife would kill him, and She this Depon^t answered, Sure She would not, and the Said Holt's wife replied again and Said, that She were as good kill him as live as She did, and this Depon^t told her that She would be hanged then, and Holt's wife Answered again that then there was an end of two further this Deponent Saith, that the Said Holt's wife comeing to this Deponents house, after the parting between She and her husband, this Depon^t desired her to return to her husband again telling her, what a Covenant She made at their Marriage that thereby She could not with Safe Conscience go from her husband, She

Liber B. replied again that her heart was Soe hardened against him,
that She would never darken his door again and further Saith
not: Rose Smith

Sworn before me this 4th day of November 1651:

Jo: Sturman

Depositions taken by L^t Nichōas Gwyther by vertue of a
Speciall Comission granted to him for that purpose as follow-
eth viz

The Deposition of George Dely aged 24 years or there
abouts.

This Depon^t Saith that one night he came to the house
where Edward Hudson and Robert Holt's wife did live to-
gether and he did See them both lyeing in bed together before
the fire, And further this Depon^t Saith not

George Doly

Jurat 6 Novembr 1651 coram me Nichas Gwyther

The Deposition of Humphry Howell aged 57 years
or thereabouts

This Deponent Saith that Some time in June in the year
1650 he was goeing to the well for water, he the Said Depon^t
called at the Said Edward Hudson's house, and the Said Ed-
ward riseing in his Shirt opened the door and the Said De-
pon^t goeing to the fire did See the place where the Said
Edward had lain in the Same bed where the Said Dorothy the
wife of Robert Holt lay at that time which was laid by the fire
And further this Depon^t Saith not

The mark of Humphry Howell

Jurat 6 Novembr 1651. coram me Nicho Gwyther

p. 234 John Medcalf Gent deposeth that he heard Dorothy Holt to
cry for many Curses to God against her husband, that he
might rott limb from limbe, and that She would daily pray to
God that Such Casualties might fall upon him, and likewise
that her Son Richard might end his days upon the gallows,
And further this Depon^t Saith that otherwise then by hearsay,
he knoweth nothing of Incontinent Lewd or Adulterous prac-
tices betwixt Edward Hudson and the Said Dorothy, and
further deposeth not

Jurat 6 Novembr 1651 coram me Tho Hatton

The Deposition of Henry Cox taken in open Court 6
Novemb 1651 Saith That he lived in house with Robert Holt
and Edward Hudson from about the beginning of August last
till about the Middle of October following and that he doth

not know of any difference or falling out betwixt them during that time and this Depon^t further deposeth, that he never Saw the Said Edward Hudson and Dorothy the wife of the Said Robert Holt a bed together or any Lewd or incontinent action or passage between them : Liber B.

The Same Court Continued } Jurat die p^rdict
7^o Novemb 1651— } present as the day before

Edward Hudson and Dorothy the wife of Robert Holt apprehended by the Sherriff upon a Speciall warrant at the Suit of the Said Robert Holt being brought before the Court yesterday and to day and charged with divers lewd Incontinent and Scandalous actions and practices appearing by the Several Depositions of Andrew Watson, Rose Smith, George Dolty Humphry Howell M^r John Medcalf, and the S^d Robert Holt upon Record and by other Intelligence, And the S^d Edward and Dorothy being permitted to make what defence they could touching the Misdemeanors charged against them, It is this present day Ordered that in respect of their Scandalous Course of life appearing by proof as aforesaid, the Said Edward Hudson Shall be forthwith whip't with thirty lashes and not after the first of January next to live in any place within this Province within twenty Miles of S^t Maries without the Governor's licence, and that in Case after the first of January aforesaid he be found within the Limitts aforesaid without leave of the Governor as afores^d for every Time he Shall be Soe found within the Said Limitts to forfeit to the Lord Propriary 300^l of Tobacco and Caske or be whip't with thirty lashes. And that the Said Dorothy Holt be forthwith whip't with 50 lashes, And for prevention of any Mischiefe She may doe to her husband She is within one week (upon penalty of being Whipt with thirty lashes) to provide herself of Some habitacōn within five Miles at the least distant from her husband's now Plantacōn in S^t Michael's hundred where She may reside for one quarter of a year next ensuing if She think fit in regard of her Young Children and, Afterwards She is not to live in any place within S^t Maries County without licence from the Governor upon penalty for every time She Shall be found within the Said County after one quarter of a year (without Such licence) to be whipped with 30 lashes, And that if before She have removed herself five Miles distant from the plantacōn aforesaid, She doe or attempt any Injury or Violence to her husband upon proof thereof to be entred in the Secretary's Office, She is for every time She Shall Soe Offend to be whipped with thirty lashes without further Order unless the Offence require a greater punishment, And that if at any time hereafter it be made appear to the Court that the Said Hudson and She the p. 235

Liber B. Said Dorothy, Doe resort together within this Province in any offensive way this Court will from time to time inflict Such Severe punishment upon them both or upon him or her that gives the occasion of the Offence herein as Shall be fitt, provided that this Order is not at all to restrain the Said Robert Holt and the Said Dorothy his wife from liveing together as man and wife ought to doe if at any time both parties Shall agree thereto but only to prevent any Mischief may happen by their Comeing together otherwise in regard of the proofs aforesaid, and for the present punishment appointed by this Order to be inflicted upon the Said Offenders upon their humble Submission and Suit for pardon acknowledging their great Offence and faithfully promiseing future amendment the Governor is pleased to remitt the Same and Hudson is to pay all
p. 236 ffees and charges of Court the Sheriff being allowed 60^l Tobacco for Serving the warrant in regard of his Extreardinary pains herein—

p. 239 Octobr the 12th 1651. This Bill binds me, John Jarbo my heirs Extors Administrators and assignes to pay or cause to be paid unto John Pille his heirs Extors Adms or assignes the full and Just Sume of Eighteen thousand two hundred and fifty pounds of good Sound choice merchantable leaf Tobacco of my own Cropp and Cask with the ground leaves pack't by themselves and the good and fair Tobacco by it Self and to ship it aboard of any Ship or Ships that shall be or ride at
p. 240 Anchor within St George's River according to the Order which he or any of them from time to time according to the several times of payment hereafter mencōned Shall appoint or give us, at the first payment three thousand and Caske the first of December next ensueing the date hereof and at the Second payment Nine thousand and Cask to the first of December following in Anno 1652, and the other Six thousand two hundred and fifty and Cask the tenth of December in Anno 1653, and for the true performance I doe bind my Self, my heirs Executors Administrators and assignes with our whole Estates of Land goods and Servants Cattell &c, as Wittness my hand and the delivery of a dram Cropp in part of my whole Estate

Test James Langworth W ^m Thompson	John Jarbo
The Conveyance above entred was acknowledged & Subscribed by Jn ^o Jarbo upon the Entring thereof before me	This bill of M ^r John Jarbo is Satisfied & delivered into the hands of the S ^d M ^r Jarbo, Teste me Thomas Turner 1 ^d Septemb 22 ^d 1657.
Tho: Hatton Secrct	

3^d Novemb William Marshall this day acknowledgeth him-
self to owe to the Estate of M^r Thomas Weston deceased one
hundred pounds of Tobacco for a Grinstone bought of him the
Said M^r Weston and not yet paid for

Liber B.

25 Nov William Assiter demandeth out of the Estate of
George Manners 200^l Tobacco and Cask

25 Nov: William Stone Esq demandeth out of the Estate
of Stephen Samon 1300^l Tobacco and Cask & upwards:

25 Nov: Lieuten^t Nicholas Gwyther demandeth out of the
Estate of George Manners deceased 452^l of Tobacco & Caske

2^{do} Dec John Dandy demandeth out of the Estate of George
Manners 522^l Tob 44^l Tob & Cask p bill & 2^l Tob p account
due the Last year & 382^l p accompt for this year

Edmond Wormell Gent maketh Oath that he was present
when M^rs Katherine Hunt deceased made her last will and
testament dated the Sixth day of July last and Subscribed her
Mark thereunto being then of Sound disposeing memory in
this Deponents Judgm^t And that this Deponent writt the Said
will and Subscribed his name as Wittness thereunto and
further deposeth not

p. 241

Jurat 3^o Decemb 1651 coram me

Tho Hatton

4 Dec. Arthur Turner the younger his Mark for Cattle &
hoggs Viz^t Cropt on both Ears and two Slitts in the left Ear
and one in the right

22 Dec Michael Bonsey his Mark for Cattle and hoggs
viz^t three Slitts on both Ears.

At a Court held at S^t Maries
Secundo die Decembr Anno 1651

W ^m Stone Esq Govern ^r	}	Mr John Pile Mr Thomas Hatton
Pr ^s ent Thomas Gerrard Esq		
Cap ^t John Price		

W ^m Stone Esq pl ^t	}	The Defd ^t acknowledgeth a Judgment to the p ^l t for thirteen hundred pounds of Tobacco and Cask which the P ^l t demandeth out of the Estate of Stephen Salmon deceased but Execution is not to pass till a twelve month after the decedent's death
Walter Pakes, Adm ^r of		
Stephen Salmon Defd ^t		

Liber B.

Wm Stone Esq p^{lt}
 Rebecca Manners widow
 Adm^rx of George Manners by
 Edwd Hall her Attorney Def^t

Upon the Complayn^t's demand of
 ffourteen hundred Ninety two pounds
 of Tobacco and Cask out of the Estate
 of George Manners deceased, Edward

Hall the Defd^{ts} Attorney upon the Complayn^t's agreement to
 accept of one thousand pounds of Tobacco and Cask part
 thereof appearing to be due by the Decedent's own account
 before his death Soe as the Administratrix be allowed the
 Remainder Consenteth thereunto, It is thereupon Ordered
 that the Defd^t Shall pay unto the Complayn^t out of the Said
 Decedents Eate one thousand pounds of Tobacco and Cask
 and that She Shall be allowed the S^d remainder, The p^{lt} make-
 ing the Same appear to be due, But executiō thereupon is
 Stayed till a twelve Month after the Deced^{ts} death

p. 242 John Nicholls demandeth out of the Estate of George Man-
 ners deceased one hundred and eighty pounds of Tobacco
 payable by bill in November last, And Edward Hall the Attor-
 ney of the Decedent's Adm^rx acknowledgeth the Debt It is
 therefore Ordered that the Adm^rx Shall pay the Same to the
 Comp^{lt} out of the Deced^{ts} estate but execution is thereupon
 Stayed till a twelve Month after the Said Deced^{ts} death

To the demand of M^r George Mee out of the Estate of
 George Manners deceased, and to all other demands out of
 the s^d Estate not already adjudged, Edward Hall the Attorney
 of Rebecca Manners the Adm^rx desireth respited to make any
 Answ^r till the next Court, that in the meantime he may peruse
 the decd^{ts} accompts for his better Instruction therein, which the
 Court thinks reasonable and doth Order the Same accord-
 ingly, and the Said M^r Mee is then to be heard in the first
 place, he attending the Court and then moveing for that
 purpose

John Meredith p^{lt}
 M^r Willm Daynes by
 George Mee his Attorney Def^t

The Complayn^t prosecuting against
 the Def^t upon an action of Defa-
 macōn, for that the Defd reported

here that he had heard one Thomas Gutridge in Vir-
 ginia Say, that the p^{lt} had got one of his Negroes wth Child
 and that he had a black bastard in Virginia, w^{ch} Report the
 Complayn^t Saith tends much to his disgrace and defamacōn
 w^{ch} he values at twenty thousand pounds Sterling, And the
 Report being not denied by M^r Geo Mee the Defd^{ts} Attorney
 present in Court who Confessed that the Def^t acknowledged
 that he had Spoken Such words and the Same appearing other-
 wise also to this Court, And the Defd^t now failing to produce

his proofes according to the direction of an Order made in this Cause the last Court It is therefore according to the direction of the Said former Order Now Ordered That unless the Defd^t Shall at the next Court to be held for this County in January next produce Such proof as May Satisfie the Court that he was not the author of the Report before mencōned, which if not true, this Court apprehends may tend much to the Complayn^{ts} discredit, the Def^t Shall for the p^{lts} reparacōn in the premisses either appear in person the next Court following and ask the p^{lt} forgiveness in open Court or in default thereof forthwith after the Said Court pay unto him the Said Comp^{lt} p. 243 ffteen hundred pounds of Tobacco and Cask. Liber B.

The Same Court Continued by Adjournment
tertio die Decembr Anno 1651

Upon the proofes produced unto the Court 22^{do} Octobr last by John Meredith Shipwright touching the Vacateing of a bond by him formerly entred to Thomas Hall and Roger Pollin touching a boat in the Said bond and Deposicōne mencōned, and upon reading of the Said proofs, It is now at the Said Meredith's Mocōn Ordered that the Said Bond be delivered up to him the Said Meredith to be Cancelled.

Mr John Sturman Plt Mr Thomas
Daynes by Mr Henry Coursey his At-
torney Defd^t
And the Said Daynes by his sd
Attorn pl^t
Wm Johnson & Luke Gardiner Defdts

The Said Complayn^t John Sturman his Suit being to be relieved ag^t the S^d Defd^t Thomas Daynes touching a Man Serv^t a Cooper by trade, whose time of service he bought of the Said Defd^t and Should according to agreement have been delivered to him the 18th day of October last for the Consideracōn of 2500^t of Tobacco and Caske, and to have two Years and an half to Serve, and the p^{lt} to pay unto the Said Serv^t ten pounds Sterling at the expiracōn of his Said time of Service according to agreement, And that contrary to the Said agreement the Said Serv^t hath been hitherto detained from the Complayant and that it now appeared he had but twenty months to Serve, and was by Indenture to have twenty pounds Sterling at the Expiracōn of that time To be relieved therein and to Compell the Defd^t to the performance of his bargain and to give the Complayn^t Satisfaction for the time past, Since the Said Serv^t was to have been delivered and damages is the p^{lts} Suit:

To which the Defd^t by M^r Henry Coursey his Attorney in his Answer not Confessing any thing charged against him as aforesaid put the Complaynant to his proofes, And the Said M^r Thomas Daynes his Suit by his Said Attorney against the

Liber B. Said William Johnson being to be relieved for damages in respect of the Said Defd^{ts} entertaining of the Said Servant and detaining him unjustly for the Space of Six weekes and three days, The s^d Defd^t William Johnson by his Answer alleadged that he had hired the Said Servant of the Said M^r Daynes till
p. 244 the last day of Octob^r Last And that the Said M^r Daynes had Sold the remainder of the s^d Servants time of Service to him the Said Johnson whereof he was ready to make prooffe, Whereupon Several Wittnesses were examined in both Causes as appears upon Record, which Standing thus at issue the Def^t William Johnson moved the Court that the tryal might be by Jury which being granted twelve Jurors were Impanelled for that purpose viz^t Lieuten^t Richard Banks Richard Nevitt M^r John Lewger Anthony Rawlins John Nunne Owen James Richard Willan Henry Adams John Meredith Robert Smith Richard Lloyd and Walter Pakes who having made Choice of the Said Lieuten^t Richard Bancks for their fforeman were Sworn & their Charge given them as followeth viz^t That they Should give in a Just and true verdict to the best of their knowledges upon the Evidences to be produced unto them on either party whether the Said Daynes made any absolute or firm Sale of the Said Servant to the Said Johnson or not But before the Said Jurors went upon the tryall, the Court upon the Mocōn of the Said M^r Coursey for the better Satisfaction of the Jury declared their opinions to be that a bargain of that nature could not be binding in Law without a delivery and Some pledge or Consideracōn given in earnest to make good the Same, whereupon the Said Jurors having Spent Sometime upon the tryall returned their Joynt verdict as followeth viz^t We find the Servant to remain the p^{lts} And the Court having Considered the proofs on both Sides in the Cause wherein John Sturman is p^{lt} and M^r Daynes Defd^t and also the Verdict af^d and upon full hearing what could be alleadged by either party in both Causes It is Ordered that the Said Servant be delivered into the possession of the Said Sturman according to the Said agreem^t between him and Daynes, And that the Said Sturman Shall pay unto the Said Daynes for the Said Serv^t 2500^t Tobacco and Cask the Said M^r Daynes allowing unto the Said M^r Sturman eight hundred pounds of Tobacco and Cask for his damages in respect of thirty two days want of the Said Servant Since the time he
p. 245 Should have been delivered besides the demand of Satisfaccōn in respect the Said Servant hath not Soe long time to Serve as he was Sold for, and that he is to have a greater Sum^e of money at the expiracōn of his time of Service then the Said Sturman was made acquainted with upon the bargain And likewise that the Said William Johnson besides the Satisfaccōn

to be given for the time he hired the Said Servant being Six hundred pounds of Tobacco and Cask Shall forthwith Satisfie and pay unto the Said M^r Thomas Daynes Six hundred and fifty pounds of Tobo and Cask for twenty Six days time which he detained the Said Servant after the Expiracōn of the time he Soe hired him as af^d & in respect of the Said Johnson's detaining of the Said Servant beyond the Said time which is conceived to have occasioned the Said Suits he is to pay the charges of Court in both Causes Liber B.

Wm Smoot plt } Sedo Dec present as afores^d
James Johnson Ded^t } The former Order being read and it appearing that noe Satisfaction has been yet made to the p^{lt} for the Bull Segg in question as was directed by the former Order It is therefore Ordered that the Defd^t Shall pay unto the Complayn^t four hundred pounds of Tobacco and Cask for the Said Bull Segg Soe killed, by him And the Court declares that the price is Something Mittigated in regard of the Offensiveness of the beast, which is not intended to be any precedent for the future to give any Incouragement for the killing of another man's beast without a Lawfull warr^t

The Deposition of John Meredith aged 27.
years or thereabouts Sworn and examined
in open Court the 23th day of December 1651 Saith
That being at S^t Inego's two or three days before M^r Daynes went away, this Depon^t delivered the Said Daynes a note from M^r John Sturman, concerning the Cowper's time he understanding he had not Soe long to Serve as the S^d Sturman had bargained with the Said Daynes for, At the return of the Answer of the Said Note the Said Daynes did maintain that the Said Cowper had two years and a half to Serve, and at the Expiracōn of the Said time to have ten pounds Sterling which the Said Sturman was to pay unto the S^d Cowper and When his time was expired which he had hired him out for to William Johnson which was the 18th of October as the S^d Daynes affirmed that then the Said Dayne's his Cozen Mee Should fetch him and deliver him to the Said Sturman, And the Said Mee to take bill of the Said Sturman for 2500 and Cask or to this effect, and further Saith not. p. 246

ffor M^r John Sturman this dd

John Sturman this my note doth give you full power to receive the Cowper from William Johnson with his Tools he hath with him there, and the remainder my Cozen Mee hath to deliver you, and a pair of Shoes, this being al at present I rest.

Tho Daynes

I desire you to give my Cozen Mee a
receipt wth a Bill for 2500^t of Tob & Cask }

Liber B. Septemb 30th 1651

M^r George Mee maketh Oath that the Note above written was delivered to him by M^r Thomas Daynes above named who desired him this Depon^t to deliver the Same to John Sturman

Sworn in open Court 30^o Dec 1651.

Edmond Lindesey aged about 26 years Sworn and Examined on the behalf of Willm Johnson in open Court the third day of Decemb 1651
Saith as followeth

That he was present when there was Some Consultacōn between M^r Thomas Daynes and M^r John Sturman about October last touching the Said Sturman's buying of the Servant in question of the Said Daynes, the Said Daynes calling this Depon^t unto him and Saying he had promised William Johnson the S^d Servant and that the Said Johnson not being there, he could not tell how to dispose of him in regard of his Said promise and that John Sturman had bid him 2500^l Tob for him but in respect he was to make the most of the Children's Estate and in regard of his Said promise to Johnson, he further Saith to this Depon^t that if Willm Johnson would give him one pound of Tobacco more then the S^d 2500^l Tobo he Should have him And asking this Depon^t whether he was then goeing to William Johnson's house, and this Depon^t answering he was, he wished this Depon^t to tell the Said Johnson Soe much, All Which or the Same in Effect this Depon^t averreth upon his Oath to be true and further Deposeth not

Edmond Lindesey again Sworn and examined the Same day in Court on the behalf of John Sturman
Saith

That Soe far as he can remember he never heard M^r Daynes Say that he had Sold to John Sturman the Servant in question or to express any words to that purpose Save that he told this Depon^t at the that if William Johnson had him not John Sturman Should.

Edward Turnor aged about 20 years Sworn and examined in open Court the third day of December 1651 Saith

That he was present when William Johnson this Depon^{ts} Master hired a Cowper of M^r Thomas Daynes at which time the Said M^r Daynes in this Depon^{ts} hearing agreed that the Said William Johnson Should have the Said Cowper till the Last of October last, and further deposeth not.

The Defd^t William Johnson maketh Oath that he hired the Cowper (now in question) of M^r Thomas Daynes till the last

of October last past, and was to pay for him for that time 600^l Liber B.
of Tobacco and Caske

Sworn in Open Court 3^o Dec 1651.

The Governor appointeth the next Court to be held
the 20th of January next.

These presents testifie that I John Pille have Sold and delivered unto my brother Jarbo my house and Land lyeing in New town and my Land at Port toback he being to pay the Survey and Patent and all my household goods provisions and Victualls as Corne butter Cheese &c and also my Servants two Cows five Cow Calves three Bull Calves, one yearling bull Supposed to be in the woods two Sows five Giltts and their Piggs one barrow and boar with all other goods or Chattells belonging unto me excepting my wearing Cloaths and my wives my bed and all that belongs to it, and three Truncks with the goods contained in them my whole Cropp of Tobacco and my debts one Chamber Pott and a Pint pott and Such of my books as I shall think fitt, And I doe avouch the Sale and ratifie and confirm the delivery of all things (except the before Excepted) As Wittness my hand this 12th of October 1651: John Pille
Wittness James Langworth p. 248

The Deposition of John Prince aged 35 years
or thereabouts Sworn and Examined Saith

That he was present when George Manners and George Mee perfected accounts between them being two days before the S^d Manners death, one Accompt this Depon^t made perfect between them the Said Manners and M^r Mee upon which acc^t there rested due from George Manners to George Mee three hundred and Seventy pounds of Tobacco, which George Manners allowed of to be a just debt, also the said George Manners did allow of four hundred and twelve pounds of Tobacco and Cask due to George Me from him upon a later account from his book and further Saith not

Jurat 2^{do} Decembr 1651 coram me
Tho: Hatton

The Deposition of John Prince aged 35 years or
thereabouts Sworn and exam^d Saith

That Henry Potter came to this Deponent, and desired this Depon^t to open a Cow which was dead, which Cow the Said Henry Potter had from M^r Eltonhead and was delivered to him as to be with Calf as George Manners and Henry Potter told this Depon^t And when this Depon^t opened the Said Cow there was

Liber B. noe Calf that this Depon^t could find in her tho' he Searched
the Cow to the full which was Some time in June last and
further Saith not

Jurat 2^{do} die 1651 coram me

Tho Hatton

The 12th of ffebr'y 1650

26 Dec Memorand It is agreed the day and year above
written between William Mitchell Esq and Robert Kadger
both of the Province of Maryland, That the Said Robert Kadger
Shall pay unto the Said William Mitchell before his departure
for Holland ffourteen hundred pounds of good Sound Mer-
chantable Tobacco in Cask over and besides eleaven hundred
p. 249 pounds of Tobacco and Cask w^{ch} The Said Robert Kadger
doth hereby assigne unto the Said William Mitchell, now
remaining in the hands of Edward Hall, And Shall likewise
deliver unto Richard Hodgskins to and for the use of the Said
William Mitchell, three Steers now in the possion of the Said
Robert Kadger two of them being five years old a peece and
one four years old, And Shall likewise deliver or Cause to be
delivered unto the Said William Mitchell or his assignes upon
demand after the arrival of the Said W^m Mitchell or his
assignes from England in the Province of Maryland three well
grown barrow hoggs or the age of two years and Upwards and
twenty five Shoats or Young hoggs that Shall be of the age of
one year apeece the tenth of January next Comeing, In Con-
sideracōn whereof the Said William Mitchell doth hereby
Coven^t promise and Grant to deliver or Cause to be delivered
unto the Said Robert Kadger within ten days next ensueing
his Serv^t Vincent Atcheson to remain with the Said Robert
Kadger as his Serv^t untill the Said Willm Mitchell Shall return
or Send out of England And upon the next arrival of the Said
William Mitchell or his Assignes from England Into the Said
Province the S^d William Mitchell or his assignes, Shall deliver
or Cause to be delivered unto the Said Robert Kadger three
able Sufficent men Servants, Such as the Said Robert Kadger
Shall Chuse out of all the Servants that Shall then be trans-
ported upon the Said Willm Mitchell's account (Tradesmen
excepted) to Serve the Said Robert Kadger for the term of
ffour years according to the Custome of the Countrey, And in
Case of not performance thereof, or noe Servants Soe to come
in before the first of ffebruary next, The Said William Mitchell
doth hereby assigne unto the Said Robert Kadger his S^d Ser-
vant Vincent Atcheson, and any two other Servants of the S^d
W^m Mitchell now in Maryland which the Said Robert Kadger
p. 250 or his assignes Shall Choose for the remainder of their termes
w^{ch} they Shall have then to Serve In testimony Whereof the

parties to these presents have hereunto Set their hands the day and year before written Liber B.

W^m Mitchell

Wittness W^m Eltonhead Rich^d

Hodgskins John Henshawe

Know all men by these presents that Wee William and Thomas Daynes of Virginia Merchants Doe hereby authorise Constitute and appoint our Loveing ffriend Henry Coursey our true and Lawfull Attorney for us and in our name to ask demand Recover and receive, All Such Tobacco's as Shall be due to us as Administrators to M^r Walter Coopers and M^{rs} Ann Cooper's Estate deceased by any party or parties to Sue and arrest implead and imprison and out of prison again to Release, and acquittance or acquittances or other discharges in our name to give make, and in our name upon receipt of Satisfaction of the afores^d debts, ffurther authorising and by these presents giving unto our s^d Attorney full power to execute and perform all Such, thing and things as Shall be expedient and necessary to be done in the p^{res} as We our Selves were personally present, And what our s^d Attorney Shall doe in the afores^d premises, We Willm & Thomas Daynes doe bind ourselves our heirs or Assignes to allow ratify and Confirm, Wittness our hands this third of November 1651

In the presence of Cornelius LLoyd
W^m Wells.

W^m Daynes:
Tho Daynes:

This Indenture made the first day of Jan'y Anno 1650, Between W^m Stradder of the one party and Walter Cooper Gent on the other party Wittnesseth that the S^d Willm Stradder doth hereby Covenant with the S^d Walter Cooper his Extor's or Assignes to Serve him the Just and full terme of two years and Nine Months in the Barbadoes or Virginea next ensueing the date hereof. In Consideracōn whereof the Said Walter Cooper doth hereby Covenant and grant to and with the Said William Stradder to pay for his passage and to find and allow him meat drink and apparell & lodgeing with other necessarys during the S^d term and at the end or expiracōn of the Said term to pay or Cause to be paid to the S^d W^m Twenty pounds Sterling or the Value thereof in that Countrey's Commodity at the prices Current, In Wittness whereof the parties above mencōned to these Indentures have Interchangably Set their hands and Seals the day and year above Written

Sealed and delivered in the }
p^{res}ence of Joseph Manning } The mark of W W^m Strader
Abraham Pope }

Liber B. 8^o January 1651—John Shertcliff this day entreth upon Record, one black Cow Calfe about eight Months old Crop't upon the left Ear and a piece Cut away Square underneath, and the right Ear over keel'd and Slitt, And is for the use of Anne the Daughter of the Said John Shertcliff by the Gift of Ann the now wife of Lieu^t W^m Evans.

To the much respected Cap^t W^m Stone Esq
 Governo^r of Maryland—These p^rsent, at Maryland—
 Cap^t William Stone as Attorney to my Sister M^rs Margaret
 Brent, I doe hereby warne and appoint you to depart from her
 house at S^t Maries, and leave it ffree to her own dispose by
 the first of ffebruary next Soe I rest, desirous of your ffriend-
 ship

Jan^y 5th 1651.

Giles Brent

These presents testifie that I William Hardwich of Nominy
 doe Constitute my friend John Sturman to be my true & Law-
 full Attorney in all Causes depending with as much power and
 Lawfull authority as any Attorney can have as well for Zepha-
 niah Smith as for mySelf to all intents and purposes whatso-
 ever, as Wittness my hand this 10th day of January 1651
 Witness being present John Wade } W^m Hardwich
 Tho: Yaulle }

10 Januarij: M^rs Katherine Hebden demandeth 140^t Tob
 & Cask for Phisick out of George Manner's Estate

20 Januarij—George Dolty demandeth 1200^t Tob & Cask
 due p bill out of George Manners his Estate

20 Januarij—George Dolty demandeth 200^t Tob & Caske
 due p bill out of George Manners his Estate

21 Januarij—ffurther time till next Court given to John
 Nicholls to bring in the Inventory of Thomas Maidwell's Estate.

28 Januarij John Medley his Mark for Cattle and hoggs
 viz^t The right Ear underkeeled and a peece taken out of the
 Middle of the left Ear on both Sides round.

p. 252 This present writing Wittnesseth that I ffrancis Vanenden
 doe hereby assigne unto his Lordps Secretary M^r Thomas
 Hatton all Such Tobacco's as are due and unpaid to me the S^d
 ffrancis from Cap^t Robert Vaughan Zachary Wade M^r George

Puddington M^r James Cox and Phillip Hyde or any of them Liber B.
for Ordinaries at the Assembly held at S^t Maries in the years
1649 and 1650 or at any other time Wittness my hand this 17th
day of ffeb^y 1651

In the presence of John Metcalf } ffrancis Vanenden
Nicholas Gwyther }

Att a Court held at S^t Maries the 20th of
Jan^y 1651.

present M^r Thomas Hatton Secretary } M^r W^m Eltonhead
W^m Stone Esq Governor } Cap^t John Price

Henry Adams one of the Trustees
of Thomas Green Esq deced plt
M^r Phillip Land Defd^t

The Comp^{lt} as ffeoffee in Trust
of the Estate of Thomas Green de-
ceased Sueth to be relieved against
the Defd^t for 500^t Tob and Caske remaining due (as he
alleadgeth) upon a Bill of 1470^t Tob and Cask dated the 23th
of November 1649 and payable upon demand, and arbitrated
at 1200^t Tob and Cask, To which M^r Land the Defd^t acknowl-
edgeth the Bill and Arbitracōn but denyeth anything to remain
due thereupon, And being not able at present to make proove
of payment desires time till next Court for that purpose, which
is Ordered accordingly and in default of Sufficient proove then
to be made, the Court will then proceed to give the Com-
playn^t reliefe.

W^m Hardwich p John Starman }
his Attorney Plt
M^r Phillip Land Defd^t

The Complayn^t by his S^d Attorney
Sueth to be relieved ag^t the Def^t for
five hundred and forty pounds of To-
bacco and Caske due by Bill dated 10th Octobr 1650 which
Tobo was the remainder of a Lavy and assigned by ffrancis
Vanenden to M^r Hallowes Anno 1648, And the Defd^t Con-
fessing the Debt It is Ordered that he shall forthwith pay unto
the S^d Comp^{lt} his Said Attorney or assignes the Said ffive
hundred and forty pounds of Tobacco and Cask with Court
charges

Execucō mde ad Satisfaccend. Satisfaccōn is reced upon
this Judgment of M^r Land according to the p^{lts} appointm^t
by me

Tho Hatton Secr Sept 1^o 1652.

Memorandum That in the Margin of the Orriginall Record p. 253
book opposite to the Last foregoing Entry, is entred as
followeth viz

I acknowledge Satisfaction upon this Judgm^t and take M^r
Hatton for my paymaster 22 Novemb 1652.

W^m Hardich

Liber B. I acknowledge my Self Satisfaction by M^r Hatton touching the debt from Phillip Land above mencōned. Wittness my hand this 2^d of March 1653 Will Hardich

Upon the Motion of John Hatch Attorney, of William Andrews Esq Shewing that Whereas by an Order of the 20th of March last Robert Brooke Esq was adjudged to pay unto the Said M^r Andrews 3400^t tob and Caske he the Said Hatch upon the Said M^r Brooke's importunity and Serious promise of Satisfaction with recompence to the Said Hatch for his pains in trouble in this Suit, had hitherto forbore to take fourth Execucōn upon the Said Order, and in respect there was not yet Any Sherriff Appointed for Charles County where the Said M^r Brooke lived moved that an Execucōn might issue out upon the Said Order, and that power might be given to Some Sheriff or other Officer for the Serving thereof, And that the Said M^r Brooke might be Ordered to give him the Said Hatch Some reasonable Consideracōn for his pains & Charges in Solliciting this Suit, It is thereupon Ordered, that Execucōn be made out accordingly, and that the Sheriff is thereupon together with the Said debt and Court charges to leavy also one hun-

I acknowledge myself satisfaction by Mr Hatton touching the Dt from Philip Land above mentioned Wittness my hand this 2^d of March 1653 W^m Hardich

dred and fifty pounds of Tobacco and Cask for Satisfaction of his the Said Hatch's pains and

charges of Solicitacōn aforesaid, and Lieuten^t Nicholas Gwyther is by the Governor hereby appointed and authorised for the doeing of all the Sheriff's business for Charles County afores^d till further Order.

p. 254 Upon Mocōn made unto this Court this day on the behalf of his Lordp by M^r Thomas Hatton his Lordp's Attorney General declareing, that Whereas in an Act of Assembly of the 29th of April 1650 Concerning deserted plantacōns there is an Excep- cōn on the behalf of Orphans under Sixteen years of Age as by the Said Act on Record appears, And that upon Culor of that Excep- cōn there is claime made to Some Mannors Lands and Plantacōns within this Province (on the behalf of Orphans) which otherwise had been forfeited to his Lordp by vertue of that Act, and noe Course hitherto taken on behalf of Such Orphans either for payment of the Rent arrear or for Seating thereof Soe as there may be a probability that his Lordship may be hereafter Satisfied his Said arrears or the ensuing Rents the Lands hereby also lying waste which Otherwise might have been Seated for the better Security of the Common wealth, And therefore the Said Attorney General desired, that this Court would appoint Some Course by way

of extent or otherwise whereby his Lordp may be Satisfied his Said Rent arrear and be Secured touching the ensuing Rents as they Shall become due for all Such Mano's Lands and Plantacōns before mencōned and the Inconveniency to the Common wealth avoyded, It is thereupon Ordered that for all Such Mannors Lands and Plantacōns within this Province belonging to any Orphans which otherwise had beene before this time forfeited unto or grantable by his Said Lordp by vertue of the before mencōned Act of Assembly of the 29th of Aprill 1650, and the rent arrear not yet paid, his Said Lordp his heirs and assignes Shall from henceforth have the Same in extent for thrice that number of years for which the Rent for Such Mannors Lands and Plantacōns hath been and is arrear and unp^d respectively, and that his Lordp his heirs and assignes and his or their Attorney General or other Officer here authorised under him or them for that purpose for the time being Shall have power to Lease or Grant all or any Such Mannors Lands and Plantacōns or any part thereof to any person or persons having liberty to take up Land here by vertue of his Lordps Condicōns of Plantacōn for Such number of years as aforesaid or for any lesser time, And this present Order to Stand in force to all intents and purposes therein mencōned untill By p. 255 Some Assembly to be held for this Province hereafter Some other Course be taken for his Lordps Satisfaction in the premisses.

Upon motion made into this Court this day by his Lordps Attorney General on the behalf of his Lordp Shewing that the payment of his Lordps Rents hath been of late years very much neglected by divers of the Inhabitants here, and that Several proclamacōns heretofore published touching the Same had been much Slighted and contemned, to the great Injury and dishonour both of his Lordp and the Governm^t And that there was not any Set known Course nor certain known ffees or allowance to the Sherriff or his Deputy or any Bayliff or other Officer to be imployed by his Lordp or his Attorney here upon distress or leavy for any Rents arrear w^{ch} he conceived to be the occasion of the neglect and contempt afores^d And that by Act of Assembly touching the Sheriff's ffees, It is left to the Court in Case of an extraordinary warrant or Comission to appoint the ffee, To the end therefore that his Lord might have Justice in the premisses touching the due payment of his Said Rents and arrears, the Said Attorney moved that the Court would grant Such power and appoint Such ffees and allowances to the Officers to be imployed therein as Should be fitt, It is therefore Ordered that for all or any Rents or arrearages now due or unpaid to his Lordp for any Lands within this

Liber B. Province the Several Sheriffs of each several County, and his and their Deputy or Deputys for the time being who Shall be employed by his Lordp or his Attorney General or Other Officer thereunto authorised for the time being for the Collecting or Receiveing of Such Rents and arrears Shall have power to distrain for or Leavy the Same or any part thereof or in value by way of executōn together withall ffees and charges relateing thereunto hereafter expressed upon any the goods Chattells or debts within this Province of the party or party from whome Such Rents or arrears are due respectively or upon any the goods Chattells or debts to be found upon the Land for which Such Rent or arrears are due of any Tennant or dweller thereupon not exempted therefrom by Some warr^t or Comission from his Lordp or his Lieuten^t or Attorney or other Officer here authorised thereunto) And that in Case the goods Chattells or debts Soe distrained or Leavyed be not in kinde, the Said Sherriff or his Deputy is with what convenient Speed he can to cause the Same to be valued or appraised by the Oaths of two Sufficient men to be administred unto them by Such Sheriff or deputy who is hereby authorised for that purpose, or by any Comicōner thereunto authorised, and Soe much as Shall be found upon Such valuacōn to be over and above the Said Rent or Arrears ffees and charges the Said Sheriff or his Deputy is to return to the owner if he be to be found, or else to leave it where he made the distress or leavy, And that in Case noe Estate can be found leavyable for the purpose afores^d that then Such Sherriff or Deputy may take the parties from whome Such Rent arrears ffees or charges are due in Execucōn, and him or her to detain in Safe Custody till Satisfaction be made therein or other Order to the Contrary, And that the Sherriff or his Deputy imployed as afores^d Shall be allowed for every distress or leavy by way of Execucōn before menconed the Same ffees as are allowed upon other Execucōns or Attachments, And in Case he be put to much trouble or travail by Land upon one particular Occasion in that kind he is to be allowed for every day he Shall necessarily Spend thereupon thirty pounds of Tobacco and Cask, And if he imploy Boat and hands therein Sixty pounds of Tobacco and Cask p day besides his ffee of Execucōn from the party makeing default in payment as af^d But in Case of imploying boat and hands upon Several Occasions of that kind, then to be allowed for every time he Shall Soe imploy boat and hands for that purpose from every person from whome any Such Rent is due or arrear to his Lordp holding any Lands distant from S^t Maries or any other respective place of receipt ten Miles by water and under, 10^t of Tobacco and Caske And if 20 Miles or under and above 10 Miles 20^t of Tobo & Cask

And if 30 Miles or under and above 20 Miles 30^t of Tobo & Caske besides his ffee of Execucōn And Soe proportionably for any greater Number of Miles, he goeing upon the Lands or to the party's house to demand or leavy the Same and doeing his Endeavour therein. Liber B.

Thomas Bushell plt
ffriendship Tongue Deft } The Complayn^{ts} Suit being for a Suf- p. 257
ficient Servant either between 12 & 16
years of Age for Seven years Service or upwards or between
18 & 24 years of age for four years Service which the Defdt^t
and George Manners deceased did by Covenant under hand
now produced agree to deliver to the Complayn^t by the 25th of
December last, or for want of Such a Servant, the Complayn^t
prayed the Deft^t might be ordered to pay him in value as Such
a Servant may be now bought for and damages, And also for
three hundred pounds of Merchantable Tobacco and Caske,
for paym^t whereof the tenth day of December last, the Said
Defdt^t and Manners became bound by their bill dated 22^{do} July
1651, And the Defdt^t Confessing both the Said Several debts,
It is Ordered that he the Said Defdt^t Shall forthwith deliver
unto the S^d Complayn^t a Sufficient Servant as before is
expressed or the value of Such a Servant as aforesaid, And
Shall also forthwith pay unto the Said Complayn^t The Said
three hundred pounds of Tobacco and Cask with Court
Charges.

William Stone Esq plt
The Adm^rx of George
Manners deced deft
Cour } Rebecea Manners the Widow & Adm^rx
of George Manners deceased moved the
Court that Whereas by an Order made in
this Cause 2^{do} Dec last She was to be
allowed four hundred ninety two pounds of Tobacco and Cask
in that Order mencōned, the Governor being p^{lt} makeing the
Same appear due, who this day produceing his account in
open Court whereunto noe objection was made by any of the
Credito^rs, And prayed that it might be allowed unto her
according to the Governors Gift and direction of the Said
fformer Order, which is now Ordered accordingly.

Thomas Hatton Gent Assignee
of Anthony Rawlins plt
The Adm^rs of George Manners Deft } The p^{lt} Sueth for 370^t tob and
one Caske due out of the dece-
dent's Estate to Anthony Rawlins
by Bill now produced payable 10 Nov: Last, And the Defdt^t not
denyeing the debt And the Said Rawlins now present in Court
and averring the Same upon Oath to be a Just debt, It is
Ordered that the S^d Defdt^t Rebecca Manners the Administratrix
Shall pay the Said three hundred and Seventy pounds of p. 258

Liber B. Tobacco and one Cask to the S^d Complaynant his Executors
 Bill Cancel'd or assigns at the Expiracōn of the time Limited
 by the Custome of the Province for payment of
 debts out of a Decedent's Estate

Edward Hall Plt } The Complayn^t Sues for Seventeen
 The Wido Manners Defdt } hundred pounds of Tobacco & Caske
 due to him by bill now produced out of the Estate of George
 Bill cancel'd Manners deceased whose Adm^rx the Defdt^t is, And
 the Defdt^t not denyeing the debt and it appearing
 to be due by the Decedent's account annexed to his will upon
 Record, It is Ordered that the Defdt^t Shall make paym^t thereof
 accordingly out of the decedent's Estate after the time limited
 by the Custome &c.

John Hatch plt } The Complayn^t Sues for one thousand and
 Wido Manners Deft } fifty pounds of Tobacco and Caske due to
 him out of the Estate of George Manners deceased by Bill and
 fifty more for Cheese Sold appearing upon account payable the
 10th of November last, And the Administratrix being not able
 to object to any thing to the Contrary, It is Ordered that She
 Shall pay unto the Defdt^t out of the Decedent's Estate Eleaven
 hundred pounds of Tobacco and Caske after the time limited
 by the Custome &c

John Hatch Attorney of } The Complayn^t Sues for Six hun-
 Skipper Abraham Johnson plt } dred pounds of Tobacco and Caske
 Henry Pountney Defdt } the remainder of a greater quantity
 due by Bill to Skipper Abraham Johnson and the Defdt^t Con-
 Bill Cancel'd fessing the debt is Ordered to make present pay-
 ment of the Said Six hundred pounds of Tobacco
 and Cask to the Complayn^t for the use of the Said Johnson
 and the Bill to be delivered up to be Cancelled.

Henry Pountney Plt } The Complaynant Sues to be relieved upon
 Wido Manners Deft } the Estate of George Manners deceased for
 Six hundred pounds of Tobacco and Cask for which John
 Hatch Attorney of Skipper Abraham Johnson hath obtained
 Judgm^t ag^t him the Said Complayn^t and damages, from paym^t
 whereof the S^d Manners by a Note under his hand appearing
 upon Record ingaged himself to Secure the Complayn^t And
 he the Said Comp^lt averring the truth of the Matter upon Oath
 in open Court, And the Defdt^t not being able to object any-
 thing to the Contrary, It is Ordered that The Complaynant
 shall be paid the Said Six hundred pounds of Tobacco and
 Cask and Court Charges in the Suit betwixt him and Hatch
 touching the premisses out of the Estate of the Said Decedent
 Manners after the time limited by the Custome &c

Nicholas Cawseen plt }
Wm Smoote Defdt }

Liber B.

Upon Reading of a former Order of this Court made in this Cause 20 October last and of the Deposition of ffrancis Morgan in the Said Order Mencōned and now pduced into this Court by the p^{lt} according to the direccōn of that Order whereby it appeared that the whole debt mencōned in that Order remained Still due It is therefore Ordered that the S^d Defdt Shall forthwith pay unto the Said Complayn^t the Seaven hundred eighty and eight pounds of Tobacco and Cask mencōned in the former Order with Charges of Court, And the Bill is to be delivered up to be Cancelled.

I Cap^t ffrancis Morgan of York County in Virginia doe in Answer to this within Order of Court granted at S^t Maries in Maryland the 20th of October 1651 Concerning a debt due by Bill assigned over to Nicholas Cawseen due from W^m Smoot, That I the Said Morgan did never by my Self or by any Other for my use receive any pay or Satisfaction for the Said within debt of 1188^t tob and Cask or any part or parcell thereof from the Said Smoot or any for him But that it was intire and wholly due when I assigned it to Cawseen, To the which I have deposed in our County Court held at York this 24th of November 1651

ffrancis Morgan

Jurat in Cur Test Rob Bouth Cl. Cur

Capt Edward Hill by John Hallowes
his Attorney
The Widdow Manners Deft

plt }

The Complayn^t Sues for three Gunns delivered to George Manners deceased by M^r Copley to

keep for the p^{lts} use, to which the Defdt the Adm^x alleadgeth She knows not of any Such Gunns, Whereupon Nicholas Keeting (at the request of the Said Hallowes) deposed on the P^{lts} behalf in Open Court that he heard George Manners Say he had three Gunns in his Custody which belonged to Cap^t Hill, and that he the Said Keeting had made use of two of them a Short and a long Gunn, It is therefore Ordered that the S^d three Gunns be delivered to the Said Complayn^t or to his S^d Attorney for his use and to be left out of the Inventory of the Decedent's Estate

p. 260

George Mee plt }
Widdo Manners defdt }

The Comp^{lt} Sues for Seven hundred eighty two pounds Tob & Cask out of the Estate of George Manner deced and proved by the Oath of John Prince upon Record, And the Defdt Rebecca Manners the Adm^x not being able to make any objection to the Contrary It is Ordered that the Complayn^t Shall be paid his Said debt out of the Decedents Estate after the time limitted by the Custome &c

Liber B.

Mr Thomas Daynes by George } The Comp^{lt} by his s^d Attorney Sues
 Mee his Attorney Compl^t } for nine hundred ninety eight pounds
 Rebecca Manners Wido Def^t } of Tob and Cask due to him by Bill
 (now produced) out of the Estate of George Manners deceased,
 And the Adm^rx objecting nothing to the Contrary
 Bill Cancel'd It is Ordered, that the Said debt be paid out of the
 s^d Decedents Estate after the time limited p Custome &c

Capt Wm Hawker p Geo Mee } The Comp^{lt} Sues for two hundred
 his Attorney Compl^t } pounds of Tobo & Caske due to him
 Rebecca Manners wido Def^t } out of the decedent's Estate, And the
 Adm^rx acknowledgeing the debt It is Ordered to be paid ac-
 cordingly out of the Decedent's Estate ut Supr.

Walter Beane plt } The Comp^{lts} Suit is for Six hundred pounds
 Wido Manners defdt } of Tob and Cask acknowledged to be due by
 the decedent George Manners his accompt with his will upon
 Record being the remainder of a greater debt, p bill, And the
 Defdt makeing noe objection to the Contrary Is Ordered to
 pay the Said Six hundred pounds of Tobacco and Caske out
 of the Decedent's Estate to the p^{lt} after the time limited p
 Custome &c And the p^{lt} is to deliver up the Bill to be Can-
 celled.

Abraham Johnson Marriner by } The Comp^{lt} by his Said Attorney
 John Hatch his Attorney plt } Sues for thirteen hundred twenty
 Reb Manners Wido Defdt } three pounds of Tobacco and Caske
 due to him from George Manners deceased by Bill payable the
 10th of November 1649 And the Defdt the Adm^rx
 Bill Cancel'd makeing noe objection to the Contrary It is Ordered
 that She Shall make payment of the S^d one thousand three
 hundred twenty and three pounds of Tobo & Cask accordingly
 at the expiracōn of the time limited &c

p. 261 Capt Wm Mitchell p } The p^{lt} by his Said Attorney Sues
 Mr Cuth: ffenwick his } for eight hundred pounds of Tobacco
 Attorney plt } & Cask & five barrells of Corne as
 Rebecca Manners wido Deft } due out of George Manners his Estate
 by accompt acknowledged upon Record, And the Administra-
 trix makeing noe objection to the Contrary It is Ordered that
 She make payment thereof accordingly out of the Decedent's
 Estate at the expiracōn of the time limited p Custome &c.

Mr Andrew Painter by John } The Comp^{lt} by his Said Attorney Sues
 Sturman his Attorney plt } for three hundred thirty four pounds of
 The Wido Manners Defdt } Tob and Caske due p bill from George

Manners the 10th of November last now produced and forty p Liber B.
 Bill cancel'd accompt, and noe objection being made to the Con-
 trary It is Ordered that the Defd^t the Adm^x make
 payment of the Said three hundred Seventy and four pounds
 of Tobacco and Caske to the p^{lt} or his Attorney or assignes
 out of the deced estate

Capt Jo: West Capt Robt Abell } The Comp^{lts} Suit being for 1000^t
 by Mr Cuth: ffenwick Attorn p^{lt} } Tobo & Cask p Bill, And the Defd^t
 David O Doughorty Defd^t } being arrested The Sherriff alleadged
 he could not bring him to appear this Court by reason of Some
 lameness and Other hindrances, It is therefore Ordered that in
 Case the Defd^t having notice hereof Shall not by himself or
 his Attorney appear and Answer his Suit the next Court, the
 Court will then proceed to give Judgment upon the Bill if there
 be Cause.

Wm Johnson p^{lt} } Upon the Mocōn of Mr George Mee
 Tho Daynes by George } Attorney for the Defd^t It is Ordered that
 Mee his Attorney def^t } the hearing of this Cause be respited till
 next Court

The Same Court Continued p Adjournment 21 Januarij 1651

Present as the day before

Jan^y 21th

Mr Wm Ealtonhead p^{lt} } The p^{lt} Sues for Eleaven hundred Sixty
 Henry Potter defd^t } and two pounds of Tobacco payable by bill
 ete Contra } entred into by the Defd^{ts} and George Man-
 ners 5^t Maij last the first Stricking of the Cropp, And the
 Defd^t acknowledged the debt, but prayed that he might be
 relieved touching a Cow w^{ch} in pursuance of a Judgm^t of this p. 262
 Court of the 19th of January last he received of Mr Eltonhead
 as to be with Calf according to that Order as he alleadgeth
 which Cow as appears by the Oath of John Prince upon Record
 was not with Calf being opened for that purpose And prayed
 he might have another Cow and Calf in lieu thereof, to which
 the now Comp^{lt} made Answer, that he accepted of the S^d Cow
 with another in discharge of the Said Judgm^t and that he was
 able to make the Same appear by prooffe, and
 Bill Cancel'd Craveth time till next Court for that purpose, It is
 therefore Ordered, that the S^d now Defd^t Potter Shall forth-
 with pay unto the Said now Comp^{lt} Mr Eltonhead the Said
 Eleaven hundred Sixty two pounds of Tob due upon the Said
 bill, And that the Said Mr Eltonhead Shall have time to pro-
 duce his prooffe touching the Said Cow in question till the next
 Court, And then the Court will proceed to give the S^d Potter
 relief therein if there be Cause

Liber B. Mich^{ll} Buisey pl^t } The Complayn^{ts} Suit being for three hun-
 John Meredith Defd^t } dred and ffifty pounds of Tobacco and Cask
 due to him from the Defd^t (who absenteth himself out of the
 Province) for a parcell of Hoggs, and the Sherriff having
 attached a Sow and three Shoats of the Said Meridith's
 towards Satisfaction of his debt and Court Charges, prays they
 may be delivered to him towards Satisfaccōn as afores^d And
 that an attachment may be lyable against any Estate of the
 Defd^{ts} here for the remainder, And M^r George Mee deposeing
 upon Oath in open Court that he heard John Meredith
 acknowledge he owed the p^{lt} a hhd of Tobacco, and expressed
 that he conceived the quantity might be 350 It is Ordered that
 the Sherriff Cause the Swine attached to be valued and after
 Valuacōn in Case they exceed not the debt to deliver them to
 the p^{lt} he paying the ffees And that for the remainder afores^d
 if any be, the p^{lt} may renew his attachment for his Satisfaction
 therein wth Cost of Suit

p. 263 Mr Richard Blunt by M^r } The Complayn^t by his Peticōn
 Henry Coursey his Attorney pl^t } Shewing that Whereas the Defd^t M^r
 Thomas Copley Esq Deft } Copley had given entertainment there
 to one Nicholas White a Runaway Servant of his the Said Com-
 playn^{ts} who lived in Virginia and had unlawfully detained him
 (albeit the p^{lt} Sent to demand him) one whole Cropp and that
 the Comp^{lt} to his great charge was now also come himself
 from his dwelling place in Virginia to his very great charge
 and damage and purposely upon this occasion, And therefore
 prayeth that the Said Defd^t might be compelled to deliver the
 Said Servant unto his Master possession together wth Satis-
 faccōn for his years Service and for the p^{lts} Great Costs Charges
 and damages Sustained upon this occasion, To which the Defd^t
 acknowledgeth that at the p^{lts} request he took up the S^d Ser-
 vant with intent to keep him till the p^{lt} Should Send for him,
 and that when the Complayn^t Sent one Roch for the Said Ser-
 vant about the Ninth of June last he did not detain him from
 Roch Injuriously, and Conceiveth he gave M^r Blunt noe Cause
 to be at the Charge of Sending up boat and hands upon this
 occasion and that he only lett out the Said Servant for 750^t
 Tob for three Months, and was to maintain him with Cloaths
 and dyett and that Since he hath been upon his the Defd^{ts}
 hands Sick two or three Months.

And it appearing to the Court that Since the Comp^{lts} late
 comeing hither before mencōned, the S^d Nicholas White the
 Servant had absented himself and could not be found and
 question being made through whose defalt he had Soe absented
 himself, The Complayn^t M^r Blount his Said Attorney produced
 his proofes and first the power he gave to Roch being as
 followeth viz.

Mr Henry Roch

Liber B.

I pray doe me the favour if you can possibly light on my Man Nicholas White p name to bring him along with you and this my Note Shall ingage me to pay you 250 weight of good and Merchantable Tobacco for Soe doing if you bring him at your return and Soe likewise for Arthur Allings man Wittness my hand this present of Aprill 1650 p me Richard Blunt p. 264

The Deposition of Mr Richard Blunt aged 36 years or thereabouts being Sworn Saith

That there was never any bargain betwixt Mr Thomas Copley and the Said Depon^t concerning one Nicholas Whight a Servant now in dispute betwixt the Said Mr Copley and the Depon^t neither did this Depon^t ever Authorise Henry Roch or any other as this Depon^{ts} Attorney to Sell or dispose of the Said Servant to the S^d Mr Copley and further Saith not

Jurat 15^o January 1651 coram me
Tho Hatton

Marke Livesey maketh Oath that he was present upon Sunday last in the Evening at the house of Thomas Copley Esq where he this Deponent then heard the Said Mr Copley pmise or ingage himself to Mr Richard Blunt that Nicholas White whome the Said Blunt claimed for his Servant Should be forthcomeing and Should be ready to goe along with the S^d Blunt and this Depon^t the then next morning to the Governor's house And that he the Said Mr Copley would then send his Case in writeing concerning the S^d Servant to the Governor and further Saith not

Jurat 15^{to} January 1651 coram me Tho: Hatton

And the Governor testified under his hand in Open Court viz^t I doe testifie that at what time Henry Roach came for the Runaways about June last Mr Copley writt me word, that in Conscience the Servant in question named White could not be taken from him untill he had Doctor Taylor's Oath pretending he had agreed for him with his Master for 1500^t Tobacco or to that purpose. Jan^{ry} 21. 1651 W^m Stone

Mr Copley likewise desired that Mr Ralph Crouch's Oath might be taken on this behalf in this Cause being as followeth viz:

Ralph Crouch Gent maketh Oath that he heard Jeremy Mr Copley's Servant tell Mr Richard Blunt at his late being there, that Nicholas White the Servant in question lived at the house where the Chimney was on fire which was the Ganghouse belonging to Mr Cropley, and further Saith not p. 265

Sworn in Open Court

Liber B. After which the Defd^t M^r Copley desired that the Tryall might be by way of Jury, upon these two points viz^t whether or noe he the Said M^r Copley detained the Servant from M^r Blunt Injuriouly when Roche came for him and whether he the S^d M^r Copley or M^r Blunt was the Cause of the Said Servants later running away or absenting himselfe

Whereupon the Sheriff according to appointm^t Impannelled M^r Phillip Land Serj^t Mark's Pheipo W^m Johnson M^r George Mee Martin Kirke John Prince Edward Hall Serj^t James Lindsey W^m Edwyn John Nicholls ffriendship Tongue and Serj^t George Dolty to be of the Jury who made Choice of M^r Phillip Land to be their fforeman.

Their Charge being given them upon Oath as followeth (Viz) To give in a Just and true Verdict to the best of their Judgm^t upon the Evidence to be produced unto you by either party in a Cause depending between M^r Richard Blunt by M^r Henry Coursey his Attorney p^lt and Thomas Copley Esq Defd^t touching Nicholas White a Runaway Servant, whether M^r Copley detained the Said Servant from the Said M^r Blunt injuriouly when Roch the Messenger Sent by M^r Blunt came for him, and whether M^r Blunt or M^r Copley was the Cause of the Said Servants late running away.

After which Charge given them the Said Jurors took the Matter into Consideracōn and after Some time Spent thereupon, and not all agreeing upon the Verdict attended the Court for further Instruccōn which having reced and goeing again to consider further thereupon not long after returned their Joint Verdict in these words viz^t

Upon the last Evidence Wee find that the Serv^t was Injuriouly detained, M^r Blunt depending upon M^r Copley's
p. 266 promise Wee find it to be the Cause of the Servant's now being absent

Upon the bringing in of which Verdict the Court proceeded to give Judgm^t on this Cause being as followeth viz^t

Int Ricum Blunt p Henr Coursey Attor Sum
queren et Thomam Copleo Ar Deftem.

Upon the Verdict of the Jury in this Cause, and upon the proofes produced on either party, and upon full hearing what could be alleadged on both Sides It is this present day Ordered and adjudged by this Court, That the Defd^t M^r Copley Shall within one Week now next ensueing deliver or cause to be delivered to the S^d Complayn^t M^r Blunt or to his Said Attorney the Servant in question Nicholas White by name together with one thousand pounds of Tobacco and Cask for Satisfaccōn of the p^lts damages Or in defalt thereof the Said Def^t Shall then forthwith Satisfie and pay unto the s^d Com-

playnt^t his Attorney or assignes ffifteen hundred pounds of Tobacco and Cask, and also ffifteen hundred pounds of Tobacco and Caske more by the tenth day of November next in full Satisfaction for the Said Servant and all damages Sustained by the Comp^{lt} therein, And in this Case last mencōned It Is Ordered that the s^d Defd^t his Executors . . . or his assignes be at liberty to possess himselfe of the Said Servant wheresoever he may be found and him to have hold and enjoy as his or their proper Servant for the remainder of his time of Service which he was to have Served the p^{lt} And that the Said Defd^t Shall also pay all Court charges together with one hundred pounds of Tobacco and Cask to the p^{lts} Said Attorney towards his pains and Charges in Solliciting this Suit. Liber B.

Mr John Wade Chirurgion p^{lt} } The Comp^{lt} Sues for Satisfaction
John Nicholls Adm^r of Tho } for the charges he was at in paying
Maidwell decd Defd^t } for the Decedent Thomas Maidwell
his passage out of England into this Province about three years Since together with 1108^t of Tobacco and Caske which he alleadgeth the Decedet owed him upon accompt with damages and the Defd^t the Adm^r being not provided of his proofes craved time till Next Court to produce the Same It is therefore Ordered that the further hearing of this Cause be respited till the next Court. p. 267

Paul Simpson by ffancis Brookes } Upon Mocōn made by the Said
his Attorney con } ffancis Brookes and upon reading
Lieutent Wm Lewis } of a Covenant in the Nature of a
of a Judgm^t upon Record entred into by Lieuten^t William Lewis to Paul Simpson 21^o Janij last for 7095^t of Tob and all Charges And upon M^r Secret Certiff that nothing had been made appear in his office to the Contrary thereof, It is Ordered that Execucōn doe proceed thereupon against the said Lewis for the whole Sumē and Charges mencōned in that Covenant, 17^o ffebr 1651 Execuc ad Satisfaciend con Estate.

Henry Pountney p^{lt} } The Complaynt Sues for ffifteen hundred
Robert Holt Defd^t } pounds of Tobacco and Cask due p bill upon
Record wherein the Defd^t Richard Ware and Edward Hudson are bound for payment thereof to the P^{lt} the tenth of November last And the Defd^t confessing the debt It is Ordered that he make paym^t thereof forthwith to the p^{lt}.

Upon the Mocōn of Robert Holt Informing the Court that he was by Order of Court and otherwise in forced and was lyable to pay Several debts to Henry Pountney and others from payment whereof Edward Hudson had Secured him by a Cov-

Liber B. enant under his hand now produced It is Ordered that the Said Holt be at liberty to take forth an Attachm^t ag^t the S^d Hudson's Estate for his Satisfaction in the premisses.

28 Januarij Attach inde ad valor.2000^l Tob & Cask
ret next Court after Service thereof Sur Accōem de Case

M^r George Mee for his abuse and affront to the Court in Strikeing Nicholas Keeting near the Court door was ffined 500^l of Tobo & Cask to the Lord Propriary which upon his humble Submission to the Governor afterwards remitted.

Wm Smith plt
Capt Wm Mitchell Defdt }
p M^r ffenwick his Attorn }
p. 268 A former Order made in this Cause 20
Junij last whereby the hearing was respited
till this Court M^r ffenwick the Defd^{ts} At-
torney earnestly moved the Court that the hearing might be
yet further respited till he might hear out of England from Cap^t
Mitchell, alleadging he wanted Instructions And the Comp^{lt}
was willing for his Satisfaction therein that the hearing might
be respited till the Next Court unless Cap^t Mitchell came in
Sooner Soe as he might be furnished with a bedd in the mean-
time of which he was in extream want, It is therefore by Con-
sent of both parties Ordered, that M^r Cuthbert ffenwick Shall
forthwith either deliver to the Comp^{lt} a bed bolster and bed
clothes of 600^l Tob & Cask Value or else, Soe much Tobacco
and Cask to buy one withall for which the p^{lt} is to be respon-
sible upon the hearing And thereupon the Cause is respited till
the next Court, And the former Order touching M^r ffenwick's
Ingag^{mt} is to Stand in force to all intents and purposes till that
time.

Wm Smith plt
Capt Wm Mitchell p }
M^r ffenwick Attorn Def }
The Comp^{lt} Sues for five barrells of
Corne due from Cap^t Mitchell by bill dated
in December 1650 now produced which
appearing to be due, It is Ordered that the Defd^{ts} Attorney
now present in Court Shall pay unto the p^{lt} out of the Defd^{ts}
Estate the Said five barrells of Corne or the value thereof.

M^r George Mee being Sworn this day in
open Court upon his Oath Saith

That Doctor Waldron Sometime about July last bought a
Ring of ffrancis Brookes wife and was to pay the Said Brookes
wife one thousand pounds of Tobacco for the Said Ring And
further this Depon^t Saith not.

The Deposition of Martin Kirke aged 35 years
or thereabouts being Sworn Saith

That George Manners comeing to his house Said to him
that M^r ffrriendship Tongue being the Said Manners mate had

nothing to doe with the boy by name John Kirk, And this Liber B.
Depon^t made Answer again, what have you taken him all to
your Self, the s^d Manners replied yes, the boy knows it very
well, and doth not care for the Said Manners partner And
further Saith not

Sworn in open Court 21 Junij 1651. p. 269

The Deposition of John Prince aged 35 years or thereabouts
being Sworn Saith

That he this Deponent liveing in the house wth George Man-
ners hath divers times heard him (when his Mate and he had
words) absolutely Say that M^r ffrienship Tongue had nothing
to doe with the boy John Kirke by name and forewarned him
not to meddle nor make with him at all and further Saith not.

Sworn in Open Court 21 Junij 1651

Henry Pountney this day in Open Court appointed and
authorised S^t Nichas Gwyther to be his Attorney in all Causes

2^{do} ffebr March the 23th 1650. This presents Wittness that
We John Nevill and Xpofer Carnoll for and in Consideracōn
of two bills reced of Richard Bennett amounting to one thou-
sand four hund^d pounds of Tobacco have Sold and delivered
unto Richard Bennett a Plantacōn which formerly was called
by the name of Thomas Peteels bounded with the South Side
of Popler hill Creek and a Swamp that lies between the Plan-
tation of the above mencōned John Nevill and the Plantacōn
that he the Said Richard Bennett is possesst withall running
with a Streight line from the Corner of the ffence of the Said
Richard Bennett with all appurtences thereunto belonging to
him the above mencōned Richard Bennett and his heirs for-
ever Paying one bushell of Indian Corne p year or two Shillings
English money and for the performance of the Same We the
Said John and Christopher have hereunto Set our hands the
day and year above Written

Signed and delivered in the p^rsence of The Mark of John Nevill
John Wade, John Hatch The Mark of Christopher Carnoll

12 ffebr Know All men by these presents that Whereas
Thomas Copley of S^t Inego's Esq Standeth bound unto Sev-
eral persons for Several Sumes of Tobacco and Other Ingage-
ments for and with Paul Simpson of the places afores^d in the
Province of Maryland for Security of Such debts as are due
unto the Said Thomas Copley hath ingaged himself for with
the Said Simpson, I the Said Paul Simpson doe here bind
make over what Estate I have visible with all debts which are
due unto me by Bill Court Order or Accompt in the Province

Liber B. of Maryland or Virginea as his own proper Estate untill all
 Ingagements and debts be Satisfied by the S^d Simpson or his
 assignes which the Said Thomas Copley Stands Creditor unto
 or in any way ingaged himself for for the Said Simpson
 Wittness my hand this 4th of November 1651
 Wittness Ralph Crouch Paul Simpson

p. 270 Know all men by these presents that I ffrances Langfield
 Daughter of John Langfield late of Little Creek in the parish
 of Lynhaven in the County of Lower Norff deceased doe
 hereby nominate Ordain Constitute and appoint my trusty and
 well beloved ffriend Richard Foster of Lynhaven aforesaid Plan-
 ter my true Lawfull and undoubled Attorney for me and in me
 name and to my use to ask Levy demand and receive of and
 from all or any person or persons within the Colony of Vir-
 ginia all or any debt or debts Estate or Estates which are by
 ways or means due unto me the Said ffrances within the Colony
 aforesaid, as also to take into his hands and Custody all Such
 goods Chattells or Cattells as doe of right or ought to apper-
 tain and belong to me the Said ffrances, Giving and Granting
 my S^d Attorney full power and authority to arrest Sue implead
 and Imprison and again to release discharge and out of prison
 to Set all or any person or persons which Shall goe about by
 any means to detain any part or parcell of my Estate from him
 my Said Attorney, And I doe hereby further authorise my S^d
 Attorney to dispose of my Said Estate, or whatsoever thereof
 he Shall recover and receive as he Shall think fitt according to
 my Instructions and advise and finally to doe Execute pforme
 & fullfill All or any Act or Acts thing or things necessary meet
 Convenient and Lawfull to be done in and about the premisses
 as fully freely and absolutely as I my Self may might w^d could
 or Should doe if I my Self were personally present And I doe
 and willfully ratifie Confirm and allow whatsoever my Said At-
 torney Shall Lawfully doe or Cause to be in or about the
 premisses, In Wittness whereof I have hereunto Set my hand
 this 8th day of ffebruary in the year of our Lord 1651.
 Signed and delivered in the } The Mark of ffrances Langfield
 p'sence of Thomas Jackson }

21^o ffebruarij, An Administration is this day granted to M^r
 Leonard Strong of the goods Chattells and debts of Thomas
 Tynney late of Providence in the County of Annarundel &
 Province of Maryland deceased upon his Oath to be taken
 before the Comāder of one of the Comissioners for Annarun-
 del County in the usual forme ffor true Administracōn and to
 Exhibit an Inventory into the Secretary's Office by the ffirf of
 June next &c and to keep and make a Just account &c

21 febr An Administracōn is this day granted to John Nunne Liber B.
of the goods and Chattells and debts of Phillip Anther deceased upon his Oath taken for true Administracōn and to exhibit an Inventory by the 25th of March next upon the appraisement of Jn^o Medley and Walter Pakes or any two Sufficient men upon Oath And to keep and make a True and Just account &c in the usual forme.

6^{to} Marcij An Administracōn is this day granted to M^r Peter Sharp Chirurgion in right of Judith his wife the late widow and relict of M^r John Garie deceased of all the rights goods Chattells and debts of the Said Decedent upon his Oath for true Administracōn and to exhibit a true Inventory by the first of June next, And to keep and make a true and Just account &c in the usual forme And is upon Certiff of the Commander and Comissioners of Annarundel County upon the file

S^r upon request of the bearer Doct^r Sharp who hath Married with the relict of M^r John Garie We have thought fit to certifie you thereof in regard of his present occasion this opportunity We could not Stay for a Court to have Order, You may please to grant Administracōn to him upon this Certiff.

Yo^r Loving ffriends: Edw: Lloyd: Tho. Mears, Tho. Marsh
ffeb^y 27th 1651. To Tho Hatton Secretary of State

9^o Marcij Henry ffox demandeth 2538^l Tob & Caske as due to him by Specialty out of the Estate of Joseph Cadle deced

11 Marcij William Boarman appointeth M^r John Medcalfe his Attorney to prosecute and defend in his behalfe in all Causes in Court wherein the Said Boreman is or Shall be concerned

17^o Marcij Charles Maynard demandeth 890^l Tob & Cask as due to him out of the Estate of Joseph Cadle deceased.

17^o Marcij John Shertcliffe demandeth 477^l Tob & Cask as due to him out of the Estate of Joseph Cadle deceased together with a pail of Salt

19 Marcij-June the 29th 1650 This Bill bindeth me Joseph Cadle my heirs or assigns to pay or Cause to be paid unto Thomas Thomas his heirs or assigns the full and Just Summe p. 272
of 305^l of good Sound Merchantable Leaf Tobacco with Caske, the which Tob is to be paid at or upon the tenth of November next ensuing the date hereof as Wittness my hand the day and year above written
Witness Charles Maynard. The Mark of Joseph Cadle

Liber B. 19 Marcij. Matthias Bryan on the behalf of Tho: Thomas demandeth of the Estate of Joseph Cadle 305^l Tob & Caske

22^{do} Marcij 1651. Michael Baysey acknowledgeth a Judgm^t to W^m Boreman for three hundred fifty and Six pounds of Tobacco and Caske being the Remainder of ffive hundred and eighty pounds of Tobacco and Caske unpaid of a bill dated the 30th of September last and payable by the Said Baisey to the Said Boreman the tenth day of November last Wittness his hand the day and year aboves^d

Testor Tho Hatton the Mark W Michael Baisey

22^{do} Marcij John Mannsfield demandeth 875^l of Tobacco and Caske due to him by bill and accompt out of the Estate of Joseph Cadle deceased.

At a Court held at S^t Maries 20 die Marcij 1651

W ^m Stone Esq Govern ^r	}	Thomas Gerrard Esq
Prsent Robert Brooke Esq		M ^r John Pille
W ^m Eltonhead Esq		M ^r Tho: Hatton
Cap ^t John Price		

Thomas Chynne Marriner p^{lt} } The Comp^{lts} Suit being for 1250^l
W^m Edwyn Defd^t } Tob & Cakse due upon demand by
Bill of which the Defd^t refuseth paym^t and the p^{lt} being one of
Cap^t Thurston's Mates and the Ship being ready to depart the
Province is likely to be much dampnified for want of his To-
bacco, And the Defend^t Confessing the debt Saith he is not
able to make payment till there be a Season for Stricking To-
bacco and alleadgeth he gave the p^{lt} Several notes to receive Tobo
upon his accompt of Several Inhabitants here which for ought
he knoweth the p^{lt} may have received, But the p^{lt} denyeth he
hath received any Tobacco's upon these Notes, which he Saith
he is ready to return unto the Defd^t It is therefore Ordered in
respect of the p^{lts} Suddain departure that the Defd^t Shall pay
unto him the s^d Twelve hundred and fifty pounds of Tobacco
and Caske And the p^{lt} is to deliver back to him the notes
before mencōned.

Mr John Lawson p^{lt} } The Complayn^{ts} Suit being for Satisfaction
W^m Edwyn Deft } for the use of the p^{lts} boat above ffive weeks,
and for the damage he Sustained for want thereof for that time
and the prejudice the Said boat received which he lent to the
p. 273 Defd^t upon his promise to Return the Same to his Landing
place within five days And the Defd^t acknowledgeth he prom-
ised to return the boat within five days but denyeth he under-

tooke to bring the Same to his Landing place, but Saith that according to his promise he returned the boat by the time appointed to the place in Popler hill Creek where he had the Same without any hurt or damage, And the Court not finding by prooffe or otherwise that the p^{lts} boat Sustained any damage by any default of the Defd^t It is Ordered that the p^{lts} Suit before mencōned be absolutely dismissed out of this Court. Liber B.

The Deposition of James Langworth aged
about 22^{ty} years Sworn and Examined the 18th
day of ffebruary 1651 Saith as followeth viz^t

That Yesterday being the 17th day of this present Month Phillip Anther being in the house where this Depon^t liveth in New town in Company with M^r Robert Clarke Richard Willan Mary the wife of John Greenway and this Depon^t the Said Phillip Anther Sitting upon a fforme by the table in the S^d house whereon there lay a Pistol of M^r Robert Clarkes, And this depon^t comeing out of the Plantacōn where he had been at work into the Said house, and Sitting down at the Said Table, and taking hold of the handle of the Said Pistol, the Muzle end thereof lyeing upon the table ask't the Said Mary Greenway who as this Deponent was told had but a little before Shott the Same off) whether there were any Shott in the s^d Pistoll when She Shott the Same off Whereupon M^r Robert Clarke made Answer that it was charged with two Pistoll Bullets when She Shott the Same off, Whereupon unawares to this Deponent who had only the handle of the Said Pistol in his hand as afores^d and the other end lyeing upon the table this Depon^t not Suspecting the Same to be then charged nor touching the tricker Soe far as he can remember nor knowing whether the Same was bent or not the S^d Pistol went off and on the dischargeing the Muzle thereof bounded upwards, and unluckily Shott the Said Phillip Anther through the Neck and Cheeke into the head, whereupon he Suddainly dyed, This deponent to the best of his Remembrance not Seeing the Said Phillips Anther in the Said house from the time he Soe Came into the Said house out of the Plantacōn as afores^d till he was Soe unfortunately Shott whereupon he dyed as before is expressed and further this Deponent cannot depose p. 274

Jurat die & anno Supradict coram me Tho Hatton

The Deposition of M^r Robert Clark and Richard
Willan Sworn and examined the 18th day of
ffebruary 1651 Say as followeth viz^t

That they were present Yesterday when Phillip Anther was unfortunately killed in the house where James Langworth and John Greenway now dwell by the discharge of a Pistol as is

Liber B. expressed in the Deposition of James Langworth taken this present day And these Deponents are both of them very Confident that the Said Langworth was far from any thought of doeing the s^d Anther the least hurt at that time and are verily perswaded in their Consciences the Said Langworth did not know nor Suspect that the S^d Pistoll was at that time Charged but that the Same went off unawares to him the Said Langworth or to any of the Company then present and further Say not

Uterq Jurat die & Anno Supradict coram me
Tho: Hatton

The Deposition of Mary the wife of John Greenway taken in open Court upon Oath the 20th day of March 1651 Saith

That upon or about the 17th day of ffebruary last M^r Robert Clark being in the house where this Deponent liveth in an Inner Room of the Said house and having left a Pistol upon the table in the outward Room where this Deponent was about her occasions where in removeing the Said Pistol off the Said table the Same went off in this Deponents hands unawares. And this Deponent thereupon goeing out of the Said Roome upon her return thither again She found the Said M^r Clark in the room where the Said Pistol Soe went off, who asked this Deponent why She Shott off his Pistol, whereupon this Deponent answered She did not know that She Shott the Same off, and the Said M^r Clark thereupon asked her whether She Cocked the Pistoll whereupon She replied noe or to that effect And the Said M^r Clark not long after Charged the Said Pistol again putting a paper doubled into the panne, and being Soe charged laid the Same again upon the Table whereupon Phillip Anther was afterwards killed with the Said Pistol by James Langworth unawares as She verily believeth. His
p. 275 Lorps Attorney General this day declared by way of Indictm^t Against M^r Robert Clark and James Langworth thereby Shewing unto this Court that Phillip Anther late of S^t Maries County deceased being upon or about the 17th day of ffebruary last in the house of New town in the County afores^d where John Greenway and the Said Langworth then dwelt, was then and there by the S^d Robert Clark or James Langworth or one of them or by their or one of their means defalt or Carelessness Shott into the head or otherwise by the discharge of a Pistol of the Said M^r Clark's that he Suddenly thereupon dyed, The Said Pistol having been the Same day in the Same house but a Small time before unwittingly discharged by the wife of the Said John Greenway in taking the Same in her hand to her great affright and amasement Notwithstanding which fair admonition the Said Pistol was then presently again by the

Said Clark laden with powder and Shott and laid upon a table in the Said house where the Said Langworth Soon after comeing in and takeing the Same into his hands the Mischief before mencōned thereupon ensued of which the Said Attorney was ready to make proof, And on the L^d Propriary's behalf prayeth that the Court would proceed against the Offenders in the premisses according to Justice and the nature of the Offence, That Soe his Lordp and the Government might be discharged in that behalf. Liber B.

And the Said Clark and Langworth being thereupon brought to their Answered acknowledged in Open Court that the S^d Phillip Anther was accidentally and unfortunately killed by the discharge of M^r Clark's Pistol in the hand of the Said Langworth unawares without any thought or Intention in either of them of any harm to the Said Anther.

Whereupon by appointment of the Court a Jury was Impannelled for the tryall Viz^t Lieuten^t Richard Bancks L^t W^m Evans M^r Phillip Land Edward Cotton William Whittle M^r John Lawson M^r John Lewger Henry Cox William Edwyn M^r ffrancis Brookes John Shertcliff and Walter Pakes who being Sworn in Open Court had their Charge given them upon their Oaths as followeth :

The Charge of the Jury.

To give in a Just and true verdict to the best of your Judgm^t and Skill upon the Evidence to be produced to you how and by whome Phillip Anther was killed and whether the Author or authors thereof did doe the Same Maliciously or willfully or else unwittingly and unfortunately, And if you find it only to be an unwilling and unfortunate accident without any Intention of Evill in the Actors In that Case to inform the Court by your verdict by whose carelessness means or defalt the Same happened and in what respect p. 276

After which the Said Jurors having Spent Some time upon the Tryall brought in their Joint Verdict in these words following viz^t

The Jurors Verdict

We find that Phillip Anther was accidentally and unwittingly killed by James Langworth. Neither doe We find negligence or carelessness in either party

Upon which Verdict this Court after Some debate of the Matter thought fitt and doth hereby acquitt the Said Robert Clark in every respect touching Phillip Anther's death And doth ffine James Langworth in that respect ffive hundred pounds of Tobacco and Cask to the Lord Proprietary, And doth Order him to pay all Court Charges

1^o April 1653 Execuc inde ad Satisfaciend

Liber B. This ffine from Langworth was afterwards remitted by the Governor upon the Lord Propriary's Sp^l direccōn
Tho Hatton

Thomas Thomas by Matthias } The p^{lts} Suit being for three hun-
Bryan his Attorney p^{lt} } dred and ffive pounds of Tob & Cask
Lt Richd Bancks Extor of } due upon a Bill entred into by the
Joseph Cadle Def^t } Decedent in June 1650 and payable in
Nov^r then next following to the p^{lt} The Defd^t Extor to Cadle
being present in Court and by his Answer makeing noe
Objeccōn ag^t the Said Bill or debt It is Ordered that he Shall
pay the Said three hundred and five pounds of Tobacco and
Caske to the p^{lt} out of the Decedents Estate after one twelve
Months time next ensueing the Said Cadles death.

Rebecca Manners Extr^x of } Upon the hearing of the parties on
George Manners her husband } both Sides in this Cause in the pres-
deced p^{lt} } ence of Thomas Warr It appeared to
the Court y^t the Complayn^{ts} Suit against the Def^t is for twelve
hundred pounds of Tobacco and Cask for which the Decedent
George Manners had a Judgment formerly against the Said
Warr, concerning which 1200^t of Tobacco and Caske Marks
Pheipo was bound to Save the Said Warr harmless as appeared
by a Note under the Said Pheipo's hand now produced, It is
therefore Ordered, that the Complayn^{ts} Suit ag^t the Def^t be
dismiss't She being at liberty to proceed upon the Said Judg-
ment against Warr who is also to have relief against Pheipo
upon his Counter Security.

The Deposition of M^r ffrancis Brookes taken in Open Court
upon Oath this 20th day of March 1651 Saith
p. 277 That he heard Thomas Maidwell deceased Several times
Since his arrival in this Province acknowledge that M^r John
Wade had paid for his passage hither from England, and
heard him promise the Said Wade Satisfaction therefore to his
content or to that effect & further Saith not :

At a Court held at St Maries 22^{do} die Marcij
Anno 1651
Willm Stone Esq Governor } Cap^t John Price
Prsent Robert Brooke Esq } M^r Thomas Hatton
Thomas Gerrard Esq }

Thomas Warr p^{lt} } The Comp^{lts} Suit being for four Vir-
Mr Richard Harris Defd^t } ginia hhds of good Sound Shell'd Corne
clear of all Charge payable the 20th day of this present Month
of March at the p^{lts} Landing place in Patuxent River by one

William Scott of Virginia p Bill of w^{ch} the Defd^t undertook the payment as the p^lt alleadgeth, Yet now refuseth to pay the Same, To which the Defd^t acknowledgeth that he undertooke the payment if any be due upon the bill but conceives the Court will not adjudge the Bill to be good in respect the Consideracōn whereupon it was entred was upon a bargain for another Man's Servant But it appearing that the Comp^lt did not know but that he was a ffreeman nor the Said Scott when he entred the Bill, nor the Defd^t when he undertook the payment, The Court therefore Conceived that the Bill ought to Stand good, But upon further examinacōn of the ground whereupon it was entred, and the Complayn^t acknowledging he was once willing to accept of two hhds of the Said Corne in full Satisfaction, The Court in point of equity as the Case Stands thinks fitt to give the Defd^t Some relief ag^t the Bill, And doth Order that the Defd^t Shall forthwith pay unto the Complaynant two Virginia hogsheads of good Sound Indian Corne ready Shell'd at his the p^lts Landing place in Patuxent River clear of all Charge in ffull Satisfaction of the Said Bill which the P^lt is to deliver up to be Cancelled, And John Hilliard the Servant by whose default this Suit and Charge ariseth Shall Serve the Defd^t one year over and above the time he was to Serve his Master of whom the Defd^t bought him

Liber B.

Robert Kedger Plt
Capt W^m Mitchell Deft

} The Complayn^t by Peticōn this day
Shewed that the Defd^t by Covenant appearing upon Record for a very great consideracōn in Case he the Defd^t or his assignes did not deliver to the Complayn^t three able men Servants, Such as the P^lt Should chuse out of all the Servants that Should be transported upon the Defd^{ts} account (Tradesmen Excepted) to Serve for the term of ffour years or in Case noe Servants Soe to come in by the ffirst of ffebruary last the Defd^t did assigne to the Comp^lt one Vincent Acheson and any two other Servants of his the Said Capt Mitchells then in Maryland w^{ch} the Complain^t or his assignes Should chuse for the remainder of their termes which they Should have to Serve as by the S^d Covenant appears, And that the Defd^t not bringing in or Sending any men Serv^{ts} upon his account by the time limitted nor at all Since the Said Covenant, the Comp^lt demanded of his Attorney before he came in the Servants assigned and Since his comeing in of the Defd^t himself w^{ch} they have refused to deliver And prayeth reliefe in the p^rces with Satisfaction for his damage, To which the Defd^t acknowledgeth the Covenant and Assignment thereupon, but alleadgeth it to be in nature of a Mortgage against which he prays to be relieved in Equity for that by reason of their employments in the Service of the Commonwealth of England

p. 278

Liber B. Shipping could not come in by the day limited by the Covenant with other allegacōns, And thereupon & upon Consideracōn had of the Defd^{ts} Covenant to deliver the Comp^{lt} three Men Servants out of all the Servants he Should bring in to be chosen by the p^{lt} and noe men Servants being brought in whereby the p^{lt} might make his Choice according to the Covenant in regard of the great consideracōn therein Mencōned, The Court Conceiveing that the Comp^{lt} ought in Conscience to have relief in that respect upon the Covenant as well as the Defd^t in equity Doth therefore Order that the Comp^{lt} Shall enjoy the Said Vincent Acheson of whome he is already possed for his full time of Service according to the Defd^{ts} assignment expressed in the Covenant, And that the Defd^t Shall by to morrow at Noon bring five men Servants to the Court, that there may be Chosen out of them two Such Sufficient able Servants for the Comp^{lt} as the Court Shall conceive may be answerable to the Covenant and the Consideracon therein mencōned, And in default of bringing them in by that time or that they prove not Such as the Court Shall approve of for the purpose aforesaid, the Comp^{lt} is then after forthwith to have other two Servants according to the assignment upon the Covenant before mencōned.

ffrancis Van-enden p^{lt} } Upon the Defd^{ts} mocōn It is Ordered
Capt Wm Mitchell Def^t } that the hearing of this Cause be respited
till the next Court who is in the mean time to make ready his
proofs preremptorily.

P. 279 Wm Marshall p^{lt} } The p^{lt} Sues for eighty pounds remaining due
Wm Edis Defd^t } of a Bill for a greater Sumē the p^{lt} having delivered up the Bill to the Defd^t upon his promise to Satisfie him the Said remainder, To which the Defd^t Confesseth there was eighty pounds of Tobacco unpaid after the Bill was delivered up and Saith according to the p^{lts} appointment he allowed it him in M^r Husband's hands, And the Court upon mocōn made on the p^{lts} behalf doth respite the further hearing of the Cause till the next Court who is then to produce his proofes.

Capt Wm Mitchell p^{lt} } The Comp^{lts} Suit being for a heifer with
Mr Phillip Land Def^t } her Increase which the Defd^t by Covenant under his hand was to have delivered to the p^{lt} by the last of April 1651, the p^{lt} lending the Def^t a man to bring her to S^t Thomas's the p^{lts} then dwelling house, And the Defd^t acknowledging the Covenant, It is Ordered that the Def^t Shall within one Month now next ensueing deliver to the Comp^{lt} a heifer with Calf or a Calf by her Side, at the house afores^d the p^{lt} lending him a Man to help bring her hither, if it be required,

Or in default of Such delivery by the time aforesaid, the Def^t is then forthwith in liew thereof to pay to the Comp^{lt} eight hundred pounds of Tobacco and Caske. Liber B.

Mr Thomas Daynes Extor of
Mrs Ann Cowper by Mr Henry
Coursey his Attorney p^{lt} } The Comp^{lt} by his Said Attorney
Sueth for three hundred eighty and
and eight pounds of Tobo and Cask
p bill, and accompt, And the Defd^t acknowledgeth the debt,
but alleadgeth he is not bound to paym^t this year in regard it
was not demanded according to the Provisoe in the bill and
bill cancelled desired to have the Same tryed by a Jury, But the
Court finding that the Complayn^{ts} Attorney endeav-
oured to make demand by the time limitted, but was hindred
by extremity of weather and that the demand was made the
next morning after, and conceives in equity noe advantage
ought to be taken thereupon, And doth therefore Order that
the Def^t Shall forthwith pay to the S^d Comp^{lt} the Said three
hundred eighty and eight pounds of Tobacco & Caske and the
bill to be delivered up to be cancelled.

10 ffebr 1652 Execuc inde ad Satisfaciend

John Shertcliff Compl^t
Lt Rich^d Bancks Extor
of Joseph Cadle Def^t } The Complayn^{ts} Suit being for 267^t of
Tob and Cask & a pail of Salt. The To-
bacco being the remainder of 467^t Tob
formerly due as appears by the Deposicōn of Richard Willan
200^t Tobacco thereof being paid in Cask, and the Salt being
proved by Charles Maynard his Oath, And the Def^t not p. 280
makeing any objection ag^t the Said proofes It is Ordered that
he Shall pay to the p^{lt} out of the Decedent's Estate at the
expiracōn of the time limitted by the Custome in that behalf
Two hundred Sixty and Seven pounds of Tobacco and Cask
and a pail of Salt

Richard Willan aged thirty years or there-
abouts being deposed the 11th of March 1651
upon Oath Saith

That being at Joseph Cadle's house with John Shertcliff
about the 11th of 12th of ffebruary, and there I made up their
account, and there was due to Jo: Shertcliff from Joseph
Cadle 467^t of Tobacco acknowledged by the Said Joseph
Cadle and further he deposeth not.

Jurat coram me John Pille Richard Willan

Charles Maynard aged 31 years or thereabouts being deposed
the 15th of March 1651 upon his Oath Saith

That Some time in November I was goeing to John Shert-
cliff's house Joseph Cadle desired me to take the Bagg and to

Liber B. bring the Salt with me that he lent me, Soe John Shertcliff Sent by me his great pail full of Salt and desired me to bidd him to gett him his Salt again as Soon as he came And further Saith not

Jurat coram me John Pille Charles Maynard

The Deposition of Ann the wife of John Dandy aged 30 years or thereabouts Sworn and examined in open Court the 22th of March 1651.

Saith that about Christmass last was a twelve month Mr John Wade came to Thomas Maidwell, and did demand Some Tobacco's towards the paying of his passage into this Countrey without further trouble, whereupon the Said Maidwell went to his Chest and took out a Bill of ffour hundred pounds Tob and above but how much She cannot tell, and did deliver the Bill to the Said Wade, and the Said Maidwell did ask the Said Wade if he would take that Bill in part of Satisfaction for his Said passage, and the Said Wade was willing and tooke the Said Bill and put it up not giving it again to the S^d Maidwell Soe far as this Deponent knows, and further Saith not

John Wade Chirurgion plt
John Nicholls Admr of
Thomas Maidwell deced Deft } John Cage maketh Oath that he heard Thomas Maidwell about two or three days before his death Say that the p^{lt} paid for his passage into this Province, but further Expressed that the Complaynant owed him for 13 or 17 weeks bedd and board or thereabouts at his house in England and
p. 281 for two Cases Of dramms for which he the Said Maidwell paid forty Shillings and for a Hammock, and that he assigned or turned over to the p^{lt} 450^t Tob due to the Said Maidwell here in this Province ffurther adding that he thought that would give him Satisfaction for his passage All which or the Same in Effect this Deponent averreth upon his Oath that he heard the Said Maidwell express, And further Saith not.

Jurati 22^{do} Marcijn Open Court.

Henry Adams Trustee of Tho:
Green Esq deced plt
Phillip Land Def^t } John Wheatley maketh Oath that Mr Philip Land in or about the Month of May Last was a twelve Month paid to this Deponent for the use of Thomas Green Esq deced two hundred and thirty pounds of Tob or thereabouts and further Saith not

The Deposition of Mary the wife of Daniel Clocker Sworn and examined in Open Court the 22th of March 1651 Saith.

That presently or not long after Cap^t W^m Mitchell his arrival in this Province in the year 1650 in the Chamber at the White

house where the S^d Cap^t Mitchell as this Depon^t hath been Liber B.
informed then lodged She this Deponent then and there told
M^rs Susan Warren who then went by the name of M^rs Wil-
liams, that She heard that She the Said M^rs Williams was then
with Child or to that Effect whereupon the S^d M^rs Williams or
M^rs Warren replied, That if She were with Child it was
inspired by the holy Ghost, and not by man and further Saith
not.

Richard Hoskins aged thirty years or thereabouts Sworn and
Examined in Open Court the 22th of March 1651 Saith.

That at the Same time mencōned in the Deposicōn of Mary
Clocker above written being about three weeks after Cap^t
Mitchell's arrival here he heard M^rs Williams or Warren in the
Deposition named reply to the Said Mary Clocker that if She
were with Child it was inspired by the holy Ghost and not by
man and further Saith not.

The Deposition of Martha Webb aged 22^{ty} years or there-
abouts Sworn and examined in Open Court the 22th day of
March 1651 Saith.

That when She lived with Cap^t William Mitchell at S^t
Thomas or the white house in the year 1650 She this Deponent
and M^rs Susan Warren who went by the name of Elizabeth p. 282
Williams lodged together in the Same Chamber or roome
there where the S^d Cap^t Mitchell lay and that She hath there
Seen the Said Cap^t Mitchell and the Said M^rs Warren or Wil-
liams once in naked bed together in the bed where the Said
Cap^t Mitchell usually lodged And that She at another time
(Cap^t Mitchell bidding her goe out of the Room and Shutt the
door) as She was going out heard him Call to the Said M^rs
W^{ms} to come to bed to him, And She this Deponent further
deposeth that not long before the Said Cap^t Mitchell's going
from hence to Holland he asked this Deponent whether She
thought that M^rs Williams was with Child or not whereupon
this Deponent answered She could not tell and further Saith
not.

At a Court held at S^t Maries the 25th day of
March 1651.

	Willm Stone Esq Governor	}	M ^r John Pile
p ^r sent	Robert Brooke Esq		M ^r Thomas Hatton
	W ^m Eltonhead Esq		

Whereas I have had very credible intelligence that M^rs Mary
Brent either in her own behalf or as Attorney or Agent for
Cap^t Giles Brent her brother or M^rs Margaret Brent her Sister

Liber B. hath not long Since caused divers wild unmarked Bulls and other Cattle to be killed upon the Isle of Kent without any Lawfull warrant for Soe doing, To which Cattle his Lordp hath been and is understood to have title, And Whereas I am also given to understand, that the Said M^rs Mary Brent hath lately transported Some quantity of the beef so killed as aforesaid from Kent hither to the house where M^r Thomas Matthews now liveth and intends to dispose of the Same to her own use, These are therefore in the Lord Propriary's to will and require you forthwith to repair to the house of the Said M^r Matthews, and what Meat you Shall there or in any other place within this County find to have been lately transported by the Said M^rs Mary Brent from Kent to make Stoppage thereof or Secure the Same either in the S^d M^r Matthews's Custody or otherwise as you Shall think fitt till the Said M^rs Mary Brent Shall by herself or her Attorney at Some Court to be held for this County of S^t Maries make it appear by what authority She caused the Said Cattle to be killed, and what right She hath to the Said Beef by her Soe transported as aforesaid Soe as his Lordship may have Justice therein as is meet, And for this Purpose the Said M^r Matthews (in Case the Said be or Shall be in his house) is hereby Strictly charged and required not to permitt the Same or any part thereof to be removed thence by the S^d M^rs Brent or any other till a tryall be had therein and other direccōn by the Court as he will Answer the Contrary thereof, fail you not at your Peril, Given at S^t Maries this last day of January 1651
To the Sherriff of S^t Maries County
his Deputy or Deputies

The Deposition of William Boreman taken the fourth day of february 1651 being Summōned on the behalf of the Lord Proprietary Sworn and examined Saith

That he this Deponent being Employed by Cap^t Giles Brent to kill any Cattle at Kent either Marked or unmarked which belonged to him there did according to his appointment and the direccōn of M^rs Mary Brent his Sister and Attorney, with Some help of John Deer therein Since June last kill five Wild unmarked Bulls then in the woods at Kent and likewise three marked Bulls two of them being Crop't of both Ears and the third as he taketh it being Cropped on the left Ear and under-keel'd on the right and also one Oxe killed by John Deere, the mark whereof this Deponent knoweth not, And this Depon^t further Deposeth that the Cattle before mencōned are all the Cattle either Marked or unmarked which Soe far as this Depon^t knows have been killed at Kent either for the Said Cap^t Brent or M^rs Marg^{tt} or Mary Brent his Sisters or by any of

their appointment, And further Saith that ffour of the Caskes Liber B.
of Beef which the Sherriff hath lately made Stoppage of Mr
Matthews's house are of the Beef of the Bulls before mencōned,
And further Saith not.

Jurat die & Anno Supradict coram me Tho: Hatton

Paul Simpson Marriner and Phillip Land make Oath that p. 284
upon view of ffour Cask of beef this present twentieth day of
ffebruary 1651 which as we are informed were not long Since
brought by Mr's Mary Brent from the Isle of Kent We find the
Meat therein in our Opinions to be in Such a Condictōn that
unless Some Speedy Course be taken therewith by new Salt-
ing and repacking the Same or Some other way to prevent
the Spoiling thereof We verily believe all or most part thereof
will in Short time be utterly Spoiled and not be Merchantable
or fitt for any Man's use And further Saith not

Jurat die & Anno Supradict coram me Tho: Hatton

Thomas Hatton Gent Attorney
General on the behalf of the Lord
Propriary plt
Mrs Mary Brent Deft

The Said Attorney General by
his Informacōn unto this Court
this present day Shewed, that Mr's
Mary Brent either by herself or as
Attorney or Agent for Cap^t Giles Brent her brother or Mr's
Margaret Brent her Sister, having this last year killed or
caused to be killed divers wild unmarked Bulls in the woods
upon the Isle of Kent without any Lawfull Warrant or Authority
for Soe doing brought the beef Soe killed about a Month
Since to S^t Maries and endeavoured there to make Sale thereof,
Of which his Lordps Attorney having notice (as he was bound
to doe) caused the Said Beef to be Seized upon by the Sher-
riff, and Stoppage thereof to be made till the Court Should doe
his Lordp and the Governm^t Justice in the premisses, That
Mr's Brent Soon after unexpectedly goeing to and leaving
Mr Thomas Matthews her Attorney or Agent in the business,
his Lordps S^d Attorney Suspecting the beef might be faulty
caused it to be viewed upon which it was found to be in that
bad Condition that unless Some Speedy Course were taken for
preservacōn thereof it would be all Spoilt, That thereupon he
desired Mr Thomas Matthews in whose house it lay that he
would endeavour the Saving of it which he refused alleadging
he wanted Salt and that by reason of other occasions neither
he nor his wife could attend it, but wished and advised his
Lordps S^d Attorney to take the Same to his house that he might
there more Conveniently endeavour the Saving thereof, and to
Sell the Same if he could to prevent the worst, That thereupon
the Said Attorney to his great charge & trouble caused the
Same to be removed to his own house and to be washed Salted

Liber B. and repacked, and hath Sold Some part thereof to the best
 p. 285 value he could, And prayed that the Court Would determine
 to whome the Said Beef doth Justly belong and to Vindicate
 his Lordp and the Government touching the Said M^rs Brent's
 unwarrantable proceedings in the Premisses in contempt as he
 conceives both of his Lordp and the Government, And to
 appoint which way his Lordps Said Attorney Shall have Satis-
 faction for his trouble and charge before menconed, And the
 Said M^rs Mary Brent being present in Court in Answer to the
 Said Attorney's Informacōn denied not the Killing of the
 Cattle therein menconed, but Saith that part of them were
 killed upon their Mannor at Kent, and that those unmarked
 wild Cattle before mencōned were of her brother's own Stock
 and did not any ways belong to his Lordp. and prayed that the
 tryall might be by way of Jury, But the Governor and Counsell
 being taken off upon other publick urgent occasions could not
 attend the further hearing of the Cause at present and there-
 fore Ordered that the Same be respited till the next Sitting of
 the Court, And in the meantime his Lordps Said Attorney
 might dispose of the beef in his Custody before mencōned to
 the best value or in the best way he could either for Sale or
 preservacōn thereof and to be accomptable upon the hearing,
 and for his allowance the Court would then Consider thereof.

W^m ffoxery plt } The Complaynant Sueth to be relieved against
 W^m Batten Def^t } the Defd^t for the damage he hath Sustained by
 his the Defd^{ts} unconscionable breach of Trust in paying him
 900^l Tob or thereabouts in Roll which the p^{lt} relyeing upon his
 word and honestly received as good Sound Merchantable
 Tobacco, but the Same afterwards upon view appeared to be
 deceitfull rotten Tobacco and unmerchantable to the p^{lts}
 damage of one hundred and fifty pounds Sterling, To which
 the Defd^t Answered that for Some goods he bought of the p^{lt}
 about three years Since, he agreed and did pay unto him in
 Virginia a Certain quantity of Tobacco in Roll w^{ch} the p^{lt} upon
 receipt thereof opened and viewed and tryed, And the Def^t
 knoweth not to the Contrary, but that the Same was Sound
 good Merchantable Tobacco, And denyeth any breach of word
 or trust, or that he did at all pay it upon any Such terms, But
 the Court having not now time to attend the further hearing
 thereof, doth respite the Same till the next Court:

Know all men by these presents that I Levin Bufkin Esq
 have Constituted authorised and appointed, And by these pre-
 sents Doe Constitute Authorise and appoint Cuthbert ffenwick
 p. 286 of the Province of Maryland Gent my true and Lawfull Attor-
 ney, And doe hereby Give and Grant unto him my Said At-

torney full power and authority for me and in my name and to my use to ask demand and receive all Tobacco's Cattell Corne and Other personal Estate debts and Credits whatsoever to me due, or to be due from any person or persons in Virginia or Maryland or else where within the Confines of America, and to give receipts or Acquittances for any Tobacco or other Chattells, which he Shall receive by vertue hereof, And in Case of non payment to arrest implead prosecute and imprison in as full and ample manner to all intents & purposes, As I my Self could or might have done, And I the S^d Levin doe by these presents for my Self my Extor's and Adm's ratifie and Confirm whatsoever my Said Attorney Shall doe in the p'misses as fully and amply to all intents and purposes, as if the Same had been done by me my Extor's or Adm's, In Wittness whereof I the S^d Levin Bufkin have hereunto Set my hand and Seal this 21th day of March 1650:

Levin Bufkin

Sealed and delivered in the presence of }
W^m Mitchell, Obedience Robins }

March 14th 1651. Memorand That Whereas I ffrancis Van-en-den late of S^t Inego's within the Province of Maryland Planter doe Stand ingaged unto William Assiter of New Town Taylor in the full Sume of Two thousand pounds of Tob and Caske as more appeareth by the Specialty bearing date 10 December 1651 And Whereas I the Said ffrancis doe also Stand ingaged unto the af^d Willm Assiter in another Specialty bearing date 1^o January 1651 in the Sume of three hundred pounds of Tobacco and Cask and further in the Same Specialty I have bound my Self my heirs and assignes to deliver unto the Said William Assiter two Cows with Calf or Calves by their Sides on the 25th of this present Month as appeareth by the Said Specialty, ffor all which debts, Incurred by me I doe acknowledge to have received Satisfaccōn of the S^d William, Be it known therefore unto all men, that I the aboves^d ffrancis Van-en-den doe firmly by these presents make over unto the Said William Assiter, two Cows two yearling Calves and a heifer in the hands or possession of William Boreman, It two Cows at Mattapanie in Patuxent River with all my other Estate of neate Cattell any ways due to me by bill bond or other Contract, It I doe further make over unto the Said William all my hoggs with my Plantacōn which I bought of the Said William in S^t Clement's Manor with all the rest of my whole Estate whatsoever unto the Sole use & Property of the Said William Assiter his heirs or assignes Always provided that whensoever the Said ffrancis Shall fully and truly pay unto the Said William the above mencōned Ingagem^{ts} That then the Said Wil-

Liber B. liam or his assignes Shall repossess the Said ffrancis of all his
then known Estate to his own Sole use and property
The Mark of Matthias Bryan ffrancis Van-en-den

William Assiter aged 38 years or thereabouts at
the request of John Nunne Sworn and examined
the 21th of January 1651 Saith

That about four or five years agoe M^r Cuthbert ffenwick
came to this Deponent's house at New town and demanded of
him ffour Score weight of Tobacco which he then owed him
whereupon John Nunne being present Said and told M^r ffen-
wick that he had a hogshead of Tobacco at West S^t Maries
bidding him take it if Soe be he liked it, (the Said M^r ffenwick
being then bound for Virginia) and pay himself the ffour score
pounds of Tobacco out of it, and be accountable to the Said
John Nunn for the Remainder in goods or Otherwise, And
further he Saith not

Jurat coram me W^m Bretton

W^m Assiter

The Deposition of Christopher Walter aged
about 12 or 13 years Sworn and exam^d the
25th day of Octobr 1651 Saith

That he was present yesterday in the afternoon when
Thomas Lisle fell out of a tree in John Halfehead's this De-
ponts Master's Plantacōn at Patuxent River, And that his fall
out of the S^d tree to the ground was about twenty foot or up-
wards as this Deponent thinketh and that after the Said fall he
Spake Some words and about half an hour after his Said fall
dyed, And further this Depon^t Saith not:

Jurat die & anno Supradict coram me
Tho Hatton

The Deposition of Thomas Hamper aged about 23 Years
Sworn and Examined the 25th day of October 1651 Saith

p. 288 That yesterday in the afternoon this Deponent being at John
Halfeheads, heard Christopher Walter his the Said John Half-
head's boy being in the Plantacōn cry out Master, Master
whereupon this Deponent came forth to See what the Matter
was, and then and there in the Said Plantacōn he found Thomas
Lisle lyeing under a tree with a hatchett lyeing by him having
his breeches much Rent, and this asking him how he did, he
answered that he had hurt himself and was very Sore and not
able to Stand And John Halfehead then comeing to the place
where he Soe lay he Said John Halfehead and this Deponent
endeavoured to help him up upon his Leggs, but Soe far as
this Deponent could perceive he was not able to Stand and

that about half an hour after the Said boy cryed out as afores^d Liber B.
he the Said Thomas Lisle dyed having been Speechless about
a quarter of an hour before his death, And the Said John Half-
head this Deponent and the Said Boy being present when he
Soe dyed, And this Deponen^t further deposeth that ab^t half an
hour before the Said boy Soe cryed out as aforesaid he this
Deponent Saw the Said Thoms Lisle in John Halfehead's
house in perfect health, Soe far as this Depon^t could Judge,
and that he this Deponent is Satisfied in his Conscience It
could be nothing but his fall out of the tree mencōned in
Christopher Walter's Oath above mencōned which was the
occasion of his death And further deposeth not

Jurat die & Anno Supradict coram me Tho: Hatton

The Deposition of John Halfehead aged about 45
or 46 years Sworn and examined the 25th of October
1651 Saith

That according as is mencōned in the Deposition of Thomas
Hamper above written he this Deponent hearing his boy yes-
terday in the afternoon call out Master, Master, went after
Thomas Hamper to See what the Matter was, and found
Thomas Lisle laid under a tree in this Deponent plantacōn
with a hatchett lyeing by him, and the Said Hamper and the
s^d boy Standing there, his the Said Lises breeches being much
torne And this Deponent asking whether he were able to goe,
he Answered he could not or to that effect, Whereupon this
Depon^t & the Said Hamper endeavoured to lift him up, but
Soe far as this Deponent perceived he was not able to Stand,
and that ab^t half an hour after, the Said boy cryed out as
afores^d the S^d Lisle dyed having been Speechless about a
quarter of an hour before his death this Depon^t the Said
Hamper and the Boy being present when he dyed, And this
Depon^t is very Confident there could be noe Other occasion of
his death but his falling from the Tree he then lay under which
but lately before he had undertaken to fell or Lopp and that a p. 289
Ladder Stood reared up to the tree when this Depon^t found
him there as aforesaid

Jurat die & Anno Supradict coram me Tho: Hatton

March 24. Coll^o ffranciss Yardley his marke for Cattle and p. 290
hoggs viz^t underkeeled fflower De luced on both Ears wth the
Tips Rounded.

March 24. Mrs. Eure his Lordps. Sister her marke
Cattle and hoggs Viz^t Underkeel'd on the right Ear and
Crop't on the left.

Liber B. Memorandum that by a Mistake two Cow Calves of the Said M^rs Eures fallen this Spring in Anno 1652 were mis-marked viz^t Cropt on the right Ear and underkeeled on the left her Cattle being in the Custody of me

Tho: Hatton Secr.

George Raper his Mark for Cattle and hoggs Viz^t the right Ear forked, and the left Ear over and underkeeled wth the Tipp Cutt off.

William Boarman his Mark for Cattle and hoggs viz^t the left Ear Crop't and two Slitts in the Cropp and the right Ear whole:

Thomas Tinney deceased his Estate Sold at an outcry amounts to the Sum^e of Seven thousand eight hundred ffifty and nine pounds of Tobacco. Wittness my hand this 21th of June 1652 by me Leo. Strong Adm^r to the S^d Estate

p. 293 This present writeing Wittnesseth that We Phillip Land and Hen. ffoxe doe binde ourselves Joyntly and Severally to pay unto the Lord Proprietary Cecilius Lord Baron of Baltemore Twenty thousand pounds of Tobacco in case Walter Bakes of the County of S^t Mary's within this Province of Maryland doe from henceforward break the peace of the Keepers of the liberties of England or of his Said Lordps within this Province Wittness our hands this 12th day of October 1652

Phillip Land

Recognit coram me William Stone

12 Novemb 1652. John Taylor his Mark for Cattell and hoggs viz^t Crop't on the right Ear and the left Ear under-keeled, with a Nick or Notch on the upper Side thereof

At the Court held at S^t Maries 20th Nov^r Anno 1650

The Governor—M^r Green—M^r Brookes
Cap^t Price—and M^r Secretary

Mr Wm Eltonhead pl^t } The Comp^{lt} chargeing the Defd^t with
George Manners Deft } Some Slanderous expressions the Defd^t this
day produced his testimony being as followeth

Martin Kirke produced Sworn and exam^d this day in open Court Saith

That about September last M^r Eltonhead being in discourse with ffrancis Antell, the Said Antell wishing he had not come

down to that Neck for that the loss of his Cattle being gone amongst the wild Cattle was as bad as a plundring to him the Deponent replying he knew not any body that was the better for the plundring M^r Eltonhead Answered and Said there was, And this Deponent asking him who, he Said M^r Moltram and the now Governor of this Province, And that if they had been in England they would have been both hanged for Selling powder & Shott to the Plunderers, All which or the Same in Effect, he deposeth upon his Oath to be true and further he Saith not : Liber B.
p. 294

Ales the wife of Martin Kirk produced Sworn and examined in open Court Saith

That in or about September last being in M^r Eltonhead's dwelling house at Pinie Neck upon occasion of discourse concerning the Plunder. her this Depon^ts husband Saying he knew none in Maryland that were better for the Plunder M^r Eltonhead Answered yes, M^r Motram and the Governor, and that they deserved hanging for that the Sold powder and Shott to plunder Maryland and had they been in England they would have been hanged for it, All which or the Same in Effect She deposeth upon her Oath to be true, And further Saith not

Elizabeth the wife of Henry Potter produced Sworn and examined in Open Court Saith

That about three quarters of a year Since, She heard M^r William Eltonheard Say, that had the Governor and M^r Mott-ram been in England they had deserved hanging long Since for Selling amunicōn to the plunderers or to that Effect and further Saith not

After these Depositions Soe taken as aforesaid the Comp^{lt} M^r Eltonhead desired time till the next Court to prove a Conspiracy against him by the Depon^t which was granted him accordingly

The Depositions of William Jones Phillip Harwood & Anthony Kitchin Servants to Robert Brooke Esq Sworn & examined the 19th day of March 1651 Say.

That John Clifford another of the Said M^r Brookes's Serv^{ts} having as they were informed absented himself about two hours from the Said M^r Brookes house upon or about ffriday the 27th ffebruary last was Sought for by M^r Thomas Brooke, and another in his Company but the Said Clifford came home the Same day after he had been absent about two hours of his own accord, Soe far as these Deponents Understand, The Said M^r Thomas Brooke and the S^d other party comeing home after him and not meeting with him at all at that time as the Said p. 295

Liber B. Clifford informed the S^d Jones and Harwood, and told them he was a Sleep under the garden pailles, and these Depon^{ts} further Depose, that they doe not know of any threatning words or blows given or uttered upon his then return, or at any time to the Said Clifford by the Said M^r Brooke his Master or by any other, only that their Said Master, then openly in the house, and thereupon told the Said Clifford, that he would remitt that fault in hopes he would doe Soe noe more further at that time, Saying to him and the rest of his Servants there present that if he or any of the rest disliked of his Service, if they would make choice of any other whome they had rather Serve, he Should be willing of it or to that effect, further the Said William Jones Saith, that upon Munday Morning next following about one of the Clock before day the Said Clifford who then and usually lodged with him rising up out of bed, asked him this Deponent what time of night it was who answered him it was then too Soon to rise, whereupon he replied that he must goe to beat corn betimes or it would be night before he had done or to that effect, and Soe putting on his Cloaths went away, this Deponent then verily believing he went about his S^d Impleym^{ts} And all the Said Depon^{ts} Saith, that from the Said Munday Morning till thursday Morning next the Said Clifford was not heard of nor known by them or any other Soe far as they or any of them know what was become of him, tho' their Said Master's two Eldest Sons, went Several ways to look for him And that upon the Said Thursday Morning an Indian who then and now is imployed by the S^d Master Brookes, brought intelligence as these Deponents were informed by those who understood his Language, that there was a man drowned not far from the house, Whereupon the Said Master Brookes himself went to See what was the Matter, and then called for these Depon^{ts} being then at work and the rest, who went thereupon to the place, where the Said Clifford lay drowned in the water upon his Belly with his feet to the

p. 296 Shorewards part of his body above the Water It being then as they conceive above Low water, the S^d Indian as they were informed having drawn him Somewhat nearer the Shoar then he was when he first found him, And the Depon^{ts} Jones and Harwood by their Said Master's appointment there drew him a Shoar and turned him upon his back having his Cloaths on, And thereupon their Said Master as he then expressed was not willing to have him further Meddled with till he had Sent to the Governor and his pleasure was known concerning him, but towards night the Same day he the Said M^r Brookes Sent to have the Said Clifford buried whereupon the Said William Jones and Anthony Kitchin together with Davy Bowen another of M^r Brookes's Servants went where the man lay and pulling

off his Cloaths to his Wastcoat Shirt and Stockings after they had tooke Some view of him buried him And the Said Depon^{ts} Jones and Kitchin further upon their Oaths Say, that they Saw noe Sign of any bruise or hurt the s^d Clifford had at all when they Soe buried him, And the S^d Depon^{ts} all of them Say upon their Oaths that they doe not know of any Cause, the Said John Clifford had, by ill usage from his Master or other ways to Cast away himself as it appears to them he did, but that he rather had better usage and more favour and respect from the S^d Master Brooke their Master then the rest of his Servants, then otherwise, And that the reason why he was put to beat at the Mortar as they conceive was because their S^d Master found he was not Soe able to work at the hoe as the rest, & that he had beat at the Mortar about a fortnight before he was drowned and about three times a week, and only one bushell of Corne at a time or about that quantity, And these Deponents further all of them Say, that they verily believe that there was not any person of the Said M^r Brookes's house Stirring out of their Lodging of a long time after the S^d Clifford rose upon the Munday Morning before mencōned, and that they did not know nor have not heard of any that could tell what was become of him after till he was found Soe drowned as afores^d All which herein before expressed or the Same in effect they these Depon^{ts} and every of them in Manner as is herein before Set forth doe Averr upon their Oaths to be true and further Say not

Liber B.

Jurat 19^o March 1650 coram me—Thomas Hatton

At A Court held the 22th day of April
1652 for the County of S^t Maries

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p^rsent { M^r Robert Brooke Esq
Lieuten^t Richard Banks

Thomas Munns pl^t } The Complayn^t Sueth for Seven hundred
Nicholas Cuszeen Def^t } twenty and two pounds of Tobacco upon a
Bill bearing date the 25th ffebruary 1649, The Defd^t Answers
that the p^{lt} made an Attorney to receive the Said Tobacco,
which Said Attorney hath given a receipt on the back Side of
the Bill for three hundred and three pounds of Tobacco It is
Ordered that the Defd^t forthwith pay unto the p^{lt} the remainder
of the S^d bill it being four hundred and nineteen pounds of
Tobacco and Cask and the bill to be delivered up to be Can-
celled.

W^m Marshall pl^t } The Comp^{lt} Sueth for a debt the Def^t oweth
W^m Edis Defd^t } him of eighty pounds of Tobacco, the Def^t An-
swers that he appointed the S^d p^{lt} payment, by M^r Richard

Liber B. Husbands, but the p^lt having made appear to the Court of noe Satisfaccōn by him received, It is Ordered that the Def^t pay the S^d Tobacco forthwith with Cost of Suit.

Mr Henry Adams one of the
Trustees of Mr Tho Green deced p^lt
Mr Phillip Land—Def^t

} The Comp^lt as ffeoffee in Trust
of the Estate of Thomas Green
deceased Sueth to be relieved
against the Def^t for ffive hundred pounds of Tobacco and
Cask remaining as he alleadgeth upon a bill of 1470, the date
of which with the fuller Scope is mencōned by an Order at a
Court held the 20th January 1651, The Defd^t proveth by Oath
that he hath paid two hundred and thirty pounds out of the
Said five hundred, It is Ordered that the Defd^t make present
Satisfaction of the remainder of the Said five hundred which is
two hundred and Seventy elce execucōn.

Francis Van-en-den p^lt
Capt W^m Mitchell Def^t

} The Complayn^t Sueth for a parcell of
Pork for which the Def^t was to pay him
as he proveth by the Oath of Mary the wife of Aurther Glay-
hay, one Cow one Yearling Bull one yearling heifer and a Calf
of this year's falling & Seven hundred pounds of Tobacco, and
p. 298 Cask, The Def^t answers that he had not his Witnesses present,
and moved the Court to have the Cause respited till the next
Court but in respect of an Order w^{ch} which past the Court
before that the Def^t was preremptorily Commanded to bring
his Wittness to Answer the Suit this Court, to which request
the Court told the Def^t that he not performing according to
the former Order they would proceed against him Whereupon
the Defd^t required A Jury. twelve Jurors were Impannelled
for that purpose viz. M^r Edward Packer M^r Paul Simpson M^r
Walter Beane M^r W^m Marshall John Cage Nicholas Cuszeene
Henry ffox M^r John Wade M^r ffrancis Brookes M^r Phillip Land
Henry Adams M^r John Metcalfe who having made Choice of
M^r Edward Packer their fforeman were Sworn and their
Charge given them as followeth viz—That they Should give
in a Just and true verdict to the best of their knowledge upon
the evidence to be produced them on either party, whereupon
the Jurors having Spent Some time upon the tryall returned
their Joynt verdict as followeth viz^t We find for the p^lt accord-
ing to agreement, The Def^t refusing the p^lts Oath any further,
And It is Ordered that the Said Cattle & Tobacco according
to the Said Agreement be forthwith delivered & paid, In
default whereof execucōn to follow this Judgment
execuc. ad Satisfac.

The Deposition of Mary the wife of Arthur Glahay Liber B.
Sworn and examined the 14th of March 1651.

That She was present when ffrancis Van-en-den Sold a parcell of Pork to Cap^t Mitchell being also called as Wittness to the bargain, and that Cap^t Mitchell was to give ffrancis for his Pork, one Cow one yearling Bull, one yearling heifer & at Calf of this year's falling and Seven hundred pounds w^t of Tobacco, which Cap^t Mitchell agreed unto, neither did they agree upon any weight certain or quantity but it was Sold at a lump, neither did either of them Shew any unwillingness in the bargain, whereupon Cap^t Mitchell took possession of the meat his men carrying it away, Only that ffrancis was to take Oath that to his knowledge none of the Pork was diminished neither was any to be diminished and further She Saith not

The Mark of
Mary Glayhay

Jurat coram me W^m Bretton.

Mrs Susan Warren pl^t } The Complayn^t Petitions the Court ag^t p. 299
Capt Wm Mitchell Def^t } the Def^t & humbly Intreateth to be Set at Liberty from the Defd^t alleadging the Defd^t had the Money from her which Should have paid her passage from England into these parts, Depositions were on both Sides heard, and being Contradictory one to the other, which would have required long time in Examinacōn to the great hindrance of many other businesses of the Countrey It is Ordered that the Suit be respited to a fuller hearing the next Court:

An Administration is this day granted unto Henry Cox of the rights debts goods and Chattells within this County of S^t Maries upon the Estate of Robert Ward deceased, he having married the late wife and relict of the Said Ward, the Said wife being deceased, and never before now any Letter of Administracōn Granted, She the Said wife having left 3 Small Children of the Said Wards in the hands of the S^d Henry Cox to be maintained It is Ordered that the Administrator take possession of the Said Estate and to deliver in a true Invoice upon Oath, into the Secretary's Office, and to Improve the Estate as much as in him lyeth for the good and behalf of the Said Ward's Children.

Mr Robert Clark by Mr Jno } The Complayn^t Sueth by his Attorney
Metcalf his Attorney pl^t } to be relieved upon a Bill of ffive hundred pounds Tobacco and Caske made
Thomas Hamper Def^t }
to Cap^t W^m Stone with an assignm^t on the back Side the said Bill from Cap^t Stone unto the Comp^{lt} bearing date the 15th

Liber B. August 1649, payable in St Michael's hundred the tenth day of November following, The Defd^t Confesseth the Debt, It is Ordered that the Said Defd^t make present Satisfaccōn, and that the Bill to be delivered up to be Cancelled.

Mr John Metcalf pl^t
 Scippar Jacob Dirrickson by }
 Jno Hatch his Attorney Def^t } The p^lt having formerly obtained an
 Attachm^t out of the Secretaries Office
 for the Securing a debt of Ten pounds
 Sterling upon a bill dated the 25th of March 1651 payable at
 Christmass next following, which Said Money was to be Laid
 out in Holland according to the Pl^t directions for Commodities,
 and the Said Commodities to be delivered in St Georges River
 to the Pl^t, the Pl^t running the danger of the Seas The Defd^t
 p. 300. failing in the performance of his Said ingagement the Com-
 playn^t moveth the Court to proceed to Judgm^t But the Def^t by
 his Attorney Answers that he had noe Summons to appear in
 the p^rmisses this Court and refuseth to Answer till he the
 Defd^t by his Attorney Shall have Lawfull Summons.

An Administracōn is this day granted unto W^m Scote of the
 goods Chattells and debts of W^m Bloff late of this Coty of St
 Maries in the right of Sarah his wife the late wid^o and relict of
 W^m Broff deceased and to exhibit a Just and a true Inventory
 into the Secretary's Office according to the appraisem^t of two
 honest men within thirty days, and then to give in Security for
 the keeping of an accompt in the usual forme and to be
 Answerable for the Said Estate

At a Court held the 23^d of Aprill
 present as the day before

The Deposition of Mr Thomas Daynes aged 32 years or
 thereabouts Sworn in Open Court the 23^d Aprill 1652 Saith

That he hath paid Doctor Waldron the S^d Nineteene hund^d
 pounds of Tobacco and Caske, which Said Sum^e I this Dep^t
 and Mr W^m Daynes my brother had formerly given Order unto
 Mr Henry Coursey our Attorney to pay, Since which time I this
 Depon^t have paid the Said Tobacco to the Said Waldron in
 the hands of Esq Ludlo, and further this Depon^t Saith not :

The Deposition of Mr ffrancis Brooke aged 38 years or
 thereabouts Sworn in Open Court Saith

That Thomas Medwell desired him he being goeing along
 with Mr Land to New town to Speak to Mr John Wade
 Chirurgeon to take that title of a Servant from him the Said
 Medwell, which this Depon^t Meeting with the S^d Mr Wade at
 at the house of Lieut Evans's, did the S^d Medwells message,

the Said Wade replied, that with Satisfaccōn he would willingly release him from that name of a Serv^t This Depon^t further Saith that being at his own house about the 26th of January 1650 the Said Wade and Medwell being in Company together heard them in discourse concerning the premisses the Said Medwell Saying to Doctor Wade, Jack Wade I pray thee let me not have the name of Servitude put upon me and I will give you one hhd of Tobacco if that will not Satisfie you Shall have two if two will not you Shall have three, and further this Depon^t Saith not. Liber B. p. 301

Mr John Wade plt } The Complayn^t Sueth for Satisfaccōn
John Nichols as Adm^r of } for the Charges he was at in paying for
Thomas Medwell deced deft } the Deced^t Thomas Medwell his pas-
sage out of England into this Province of Maryland about 3
years Since together with 1080^t pounds of Tobacco and Cask
upon account out of which he gives him Creditt for one hun-
dred and fifty and two pounds of the like Tobacco received the
Court Conceives in equity they can allow him noe less then
700 pounds of Tobacco and Caske for the Said Decedents
transport out of England into this Province, and having proved
his account by his Oath, It is Ordered that the Comp^{lt} have
paid him the remainder of the Said 1080 which is 928^t Tob
and Cask forthwith And the Said Seven hundred to be paid
according to the Custome and liberty Soe provided for Dead
men's Estate.

Thomas Medwell's Acc^o Debtor proved by
Mr Wades Oath the 23th day of Aprill 1652

It for a Vomitive potion for himself	1 Tob
It for breathing a vein for himself	20
It in another Sickness at the fort for Phisick and the	10
botome with Dea phoreti and Shudoretick Cordi and	300
Corobrotines for his Stomach and my pains	
Itt received of John Nevell for me	130
Itt reced of Edward Packer in Tobacco for me	20
Itt in his last Sickness more for 5 Cordialls Dormytine	200
Itt for other Astringent means	150
Itt for visiting two times	250
	1080

Thomas Medwells Creditor

Itt p ^d W ^m Edwn for me	80
Itt for 6 ffish hookes	24
Itt paid to Cap ^t Stone for me for Sugar	48

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Liber B. M^r Phillip Land informeth the Court that at an Assembly formerly in this Province the Burgesses were allowed p the Countrey p head a day 50 pounds of Tobacco which Said Tobacco was allowed them to defray their expence in the time of the Assembly And the Tobacco concerning the premisses being in the hands of M^r Nicholas Gwyther the high Sherriff the Said Land Requesteth the Court that he may have an Order granted him to have what Tobacco he can Justly make appear to be due from the Said Burgesses in the time of the Sitting of the Assembly out of M^r Gwyther's hands. The Court being further informed by the Said High Sherriff of the premisses, And the Said Sherriff Confesseth he hath part of the Said goods in his hands, The Court Orders that the Said Land Shall have payment out of the goods which remaineth in the Said Sherriff's possession.

Mr Thomas Hatton as being
Attorney General . . . } pl^t
to the Lord Baltimore }
Mrs Mary Brent Deft

The Def^t Peticōns the Court to come to a tryall in a Suit depending betwixt the Lord Baltimore and her, the Suit being referred by the Last Court till this Sitting, the Attorney Generall in the behalf of the Said Lord and Informing that Cap^t William Clayborne a man now in power here Claymed Some Interest in the Wild Cattle upon Kent and that the business did concern the whole Commonwealth and Soe proper for an Assembly therefore for his better discharge, requested the Court that the Cause might be respited till the assembly, the Court Judgeing his request reasonable Orders that the business have respite till the Sitting of the Assembly.

W^m Smith pl^t
Cap^t W^m Mitchell Deft

p. 303 } Upon the reading of Several Orders formerly made in this Cause and of the Defd^{ts} Letter to the p^{lt} mencōned in the p^{lts} Peticōn the Pl^t amongst other things desireing to be relieved against the Defd^t for 16 Months charge of Dyet and his passage into England according to his ingagement by the Said Letter now produced under his own hand and Seal the Def^t acknowledgeth the Letter and promise but pleads an after agreement that Smith engaged himself to be his Servant before his comeing out of England for this he moves the Court to examine M^r Hatton as his Wittnes M^r Hatton being from home the business was respited till the next morning, and the p^{lt} and Defd^t both warned to appear in the Morning they both appear, and plead in the business before M^r Hatton's comeing in, M^r Hatton is called for declares in open Court nothing to the s^d Cap^t Mitchell's advantage, And Mitchell Seeing himself like to be Cast pleads that he doth not appear, now for as much as this

W^m Smith is an Old aged man of 61 years, Seduced from his Liber B.
Countray wife and Children by the fair and false promises of
this Mitchell delayed and put off from Court to Court by the
Attorney of this Cap^t Mitchell and himself and ready to goe
for England before any Court or relief can be had, for want of
which relief he must in all likelyhood perish, this Court being
a Court of Equity as well as Law doth Conceive this appear-
ance of Cap^t Mitchell to be good, he voluntarily comeing of
himself and pleading day after day in the Case desireing his
Wittness to be Sent for one day and heard the next, And
therefore proceeds to Sentence as followeth, That the p^t ac-
cording to the promise and ingagement of the Def^t be Satis-
fied for his charge of dyett for 16 months which after the rate
of one hundred pounds of Tobacco p Month amounts to 1600
weight of Tobacco as likewise for his Voyage into England
and return into Bedford shire 1000^t weight of Tobacco and
Cask together with the Cost and Charges of Suit for the which
Said Several Sumes he is hereby granted Judgment and after
Judgment Execucōn and as touching the p^{lis} demand of Goods
and other things now Complayned, for the Court thinks fit not p. 304
to meddle any further therein for the present but doth respit
the further hearing thereof till the next Court for which pur-
pose the Def^t is hereby ordered then to appear peremptorily.
Execucōn ad satisfaciend.

Know all men by these presents, that I, Geo: Mee doe firmly
by these presents acquitt and discharge John Allen from all
further Service which Should have been due by vertue of one
Indenture by him Signed unto M^r Walter Cooper of the Island
of Barbadoes or his assignes as also by one Other Indenture
Signed unto M^r Edmond Hunt of the Same Island Wittness
my hand this Nine and twentieth day of Aprill Anno Dni
1652.

the Mark of
George G M Mee

Signed and delivered in the
p^rsence of

the Mark I of
Thomas Sturman
Jn^o Sturman

Know all men by these p^resence that I Walter Beane in the
Province of Maryland Planter Doe by these presence bind
my Self my heirs Extor's or Adm^rs in the penalty of thirteen
thousand four hundred and eight pounds of Tobacco to See
the Estate of William Broof deceased forth comeing and to p. 305
keep a Just and true account of the Said Estate appraised by
John Wade Chirurgeon and John Taylor at 6704^t of Tobacco

Liber B. the Inventory of the Estate and appraisment hereafter mencōned
as Witness my hand this 20th May 1652 the Mark of Λ
Walter Beane

Teste Henry Coursey Ckr

At a Court held the 22th June 1652 for the County of S^t
Maries

Mr Robert Brooke
p^rsent Lieu^t Richard Banks

Mr Phillip Land plt
Jno Nicholls Admr to Thomas } The Complaynt declares upon an
Medwell deced Deft } action of debt due to him upon ac-
count from the Deceased Thomas
Medwell and Craveth Judgment against the Defd^t for his S^d
Debt the Def^t puts him to the proove of it by his Oath the
p^{lt} Sweareth that the debt of 450^t Tobacco Is a Just and true
Reconing As it was agreed on by the Said p^{lt} and the deceased
Def^t The Court Orders that the Def^t make Satisfaccōn of the
Said debt.

Mr Jno Metcalf plt
Jno Hatch Attorney to } The Complaynt humbly craveth
Skippar Jacob Derickson Deft } Judgmt of the Court upon a bill of
Scippar Jacob Derrickson of Ten
pounds Sterling bearing date the 25th March the Said bill not
being paid according to ingagement the Def^t Answers that the
Ship came into Accamack and brought the Goods according
to ingagement but before he could dispatch his business, there
the States of England's Ships came in and made price of the
Said Ships and Goods the Def^t doth Suppose it to be a
Casualty of the Sea p which the Said ingagement is made
voyd, the Court upon the mocōn of the p^{lt} think fit to referr
the business to a Jury, twelve Jurors were Impaneled and
their charge given them as foll: viz^t That they are to bring in
a Just and a true Verdict According to the evidences which
Shall be produced on either party whether the Said Shipp
p. 306 being taken as She was in harbour be a Casualty of the Sea
or noe The Jury goeing out & having Spent Some time in the
business they bring in their joynt Verdict and find for the p^{lt}
the Ship being in harbour was past the danger of the Sea, the
Court having taken the business in Consideracōn doth allow
the p^{lt} 1600 Tobacco and Cask for the non performance of the
afores^d bill of 10^t Ster with Cost of Suit and the Bill to be
delivered up to be Cancelled.

John Hatch plt } The Complaynt declares upon a Bill of 457
Jno Danbe Deft } of Tob^o and Caske and 130 of Tobacco for one
barrell of Corne both which Sumes amounts to five hundred

eighty & Seven pounds, and further the Comp^{lt} doth request Liber B.
the Court to Consider his damages, the Defd^t acknowledgeth
his this debt the Court Orders the Def^t forthwith to make Satis-
faccōn with 8 p Cent for his damage, the damage amounts
to 92^l of Tobacco Soe that the Sume is in all 679^l And further
It is Ordered that the p^{lt} Shall have 50^l of Tobacco towards his
Charges and loss of time in attending the Court

Walter Beane p^{lt} } The Complayn^t Sueth upon a bill for 1730^l of
John Danbe Def^t } Tobacco and 105^l for which he Craveth relief
from the Court with Cost of Suit, the Def^t declareth that he
hath paid most part of the Bill only he hath left his accompt at
home and Craveth reference till the next Court, It is Ordered
that the Defd^t bring in his accompt p the next Court pre-
remptorily

Walter Beane p^{lt} } The Complayn^t desireth to be relieved ag
John Ballance Def^t } the Def^t in an Action of Defamacōn to his
great prejudice taking the Said p^{lt} with altering the Mark of a
parcell of Piggs the Defd^t answers that to his remembrance he
never Spoke any Such thing but evidence being proved on the
p^{lts} behalf the Court Orders with the Consent of the p^{lt} that the
Def^t ask forgiveness of the p^{lt} in open Court and the Def-
amacōn to be forgiven It is further Ordered that the Def^t pay
Cost of Suit.

George Ackerek Plt } Upon the Peticōn of the Pl^t for to be p. 307
John Vallane Def^t } relieved ag^t the Def^t for driveing away a Bull,
the Def^t declareth in Answer and puts the p^{lt} to prove his Com-
plaint the p^{lt} having noe Wittness desires the business may be
respited till the next Court, The Courts Order is that they
both appear at the next Court preremptorily

June the 22th 1652

The Deposition of John Slingsby aged 35 years
or thereabouts being Sworn and examined
in Open Court Saith

That in Christmass Holy days I this Depon^t went to the
house of John Vallane, Says John Vallane to me I and my boy
mark't 6 Shoats in Summer time and turned them down the
Neck and Moreover I went down one day and found them in
their bed haveing my mark & the Next day I went down &
found th^m in the Same Bed but Mark't with Walter Beanes
Mark, and their Ears all bloody, and the Said Vallance further
Saith, that he Saw three piggs in Walter Beanes house which
Suck't upon his Sow, and further this Depon^t Saith not.

Liber B. Mr William & Thomas Daynes } The p^{lt} declareth upon a bill
 p Mr Hen: Coursey their Attorney pl^{ts} } due the 25th November and
 John Danbe Defd^t } Craveth Judgm^t of the Court
 for 617^l of Tobacco and Caske the Defd^t Answers that the p^{l^{ts}}
 by their Attorney have reced in part of the bill 108^l of Tobacco,
 and William Johnson's bill of 251^l of Tobo Soe that there
 remains due upon the Bill 258^l of Tobo for which the Court
 Orders present Satisfaccōn els Execucōn

John Slingsbie pl^t } The p^{lt} Declareth that the Def^t oweth him
 John Danbe Def^t } 500^l Tob and Cask, for a parcell of hoggs he
 the p^{lt} Sold to the Defd^t and craveth relief of the Court ag^t the
 Def^t the Defd^t not denyeing the Debt It is Ordered that the
 Def^t make present Satisfaccōn and further to allow the p^{lt} for
 loss of his time 50^l of Tobacco with the aforesaid Sumē or
 execucon execut ad Satisfaciend

Edward Hall moveth the Court to be relieved in a Case as
 he thinketh he hath been wronged in, that he being Adm^r to
 George Manners and having given in Security formerly to this
 Court to be responsible for the Estate there being a Judgment
 p. 308 of Court which passed in the life time of the S^d Manners and
 now lately upon that Order there hath been executōn granted
 & the Sherriff having done his Office in the Said business, the
 Court considering of the Injury done the Said Administrator,
 It is Ordered that the Said goods Soe executed be returned
 forthwith

Know all men by these presence that I John Mansfield doe
 make over to John Hatch all my right and title of W^m Bradley
 and Benjamine Hamon and two Cows one Yearling Bull and
 weanling Calves which I the Said Jn^o Mansfield doe make over
 to the aboves^d John Hatch as Security for payment of two
 thousand Six hundred pounds of Tobacco and Cask Wittness
 my hand :

the mark of I M Jn^o Mansfield

ffrancis the wife of Walter Peakes hath given to her god
 Child by name John Nevitt one Cow Calfe being Crop't on the
 lef ear and Slitt in the Crop, and underkeeled and overkeeled
 on the right ear with a Slitt, this Calf is given with all the
 female increase to the Said God child and if the Said God child
 Shall live to be 16 years of age then to have the whole pro-
 duce both of Male and female, and if the Said child die before
 it come to the Said Age of 16 years that that then the Said
 Calfe with the whole increase to be at the Sole disposing of
 the Mother of the S^d Child.

Walter Beane pl^t } The Comp^{lt} requesteth the Court to Liber B.
 Ser^t Rich^d Banks Adm^r of } relieve him against the Defd^t in a bill
 Joseph Cadle deced Def^t } 207⁴ of Tobacco & 92¹ Tobacco upon
 accompt with the Cost of Suit the Defd^t acknowledgeth the
 bill and accompt It is Ord^d the p^{lt} payment upon the Said bill
 and accompt and the bill to be delivered up to be Cancelled.

Robert Brooke Esq pl^t } The Comp^{lt} Sueth for a debt p bill
 Mr Walter Peakes Adm^r to } bearing date the 17th August 1650
 Steven Samson deceased Defd^t } for one Cow with Calfe of about five
 years Old and one heifer with Calf of about 3 years old and
 one thousand pounds of Tobacco and Cask, the p^{lt} doth p. 309
 acknowledge he hath received all the Said debt, except Six
 hundred pounds of Tobacco and Cask, the Defd^t as Adm^r doth
 acknowledge the 600¹ of Tobacco and Cask, as yet unpaid of
 the Said bill, It is Ordered that the Def^t as Adm^r make present
 Satisfaccōn with Cost of Suit and the bill to be delivered up to
 be Cancelled.

Mr Walter Beane as Attorney to } The Comp^{lt} Sueth to be relieved
 Wm Scote Adm^r to Wm Brough } ag^t the Def^t in a bill bearing date
 deced pl^t } the 21th March 1649 Containing
 Humphrey Alwixe Def^t } 1444 pounds of Tobacco and Cask,
 the Def^t declareth in answer, and proveth payment in part of
 the Said bill the Sum^e of 890¹ of Tobacco and Cask and
 acknowledgeth the remainder to be due which is 544¹, It is
 Ordered that the Def^t forthwith pay the remainder with Cost
 of Suit.

Mr ffancis Brookes pl^t } The Comp^{lt} Sueth to be relieved ag^t the
 Mr John Danbey Def^t } Defd^t the Def^t having unlawfully detained
 a parcell of Cattle for Some years, which the Comp^{lt} doth profer
 to make appear to the Court the Def^t in Answer Saith he was
 bound to Esq Littleton of Accamack for a debt due to the S^d
 Esq Littleton from the Comp^{lt} and for his the Def^{ts} Security
 hath bound over or mortgaged the Said Cattle in question with
 a parcell of bills for which Consideracōn of Security he the
 Def^t pleads he hath Satisfied the Said debt due to Esq Littleton,
 the Comp^{lt} pleads noe Satisfaction to the S^d Littleton from the
 Defd^t but w^t he the Comp^{lt} p Cap^t W^m Stone Esq and p him-
 self hath Satisfied and paid, papers were produced on both
 Parties And the Court finding one Soe much Contradictory to
 the other, that they Order the Said Pl^t and Defd^t to produce
 p the next Court under the hand of the Said Esq Littleton
 with Sufficient proof of what hath been paid of the Said debt,
 and by whome it was paid, and at the next Court to bring in
 their proof and preremptorily to appear.

Liber B. Phillip Land plt } The Comp^{lt} Sueth for relief ag^t the Def^t
 P. 310 Edward Claxton Def^t } in a debt p bill bearing date the 6th day of
 June 1649 the Said debt being 350^{to} of Tobacco, the Defd^t not
 appearing and the Sherriff Confesseth he the Def^t had a Law-
 full arrest, It is Ordered the Sherriff make Satisfaction to the
 p^{lt} of the Said Debt of 350^t of Tobacco, and the S^d Sherriff to
 have the Same power against him the Defd^{ts} Security as the
 Comp^{lt} hath against him by vertue of this Order, and M^r Land's
 bill from the Def^t to be delivered up to be Cancelled.

Received upon a bill of John Mansfeelds and John Norman's
 the Sum^e of two thousands^t of Tobacco and Cask I Say reced
 the aboves^d Sum^e p me Rob^t Brooke
 June the 22th 1652:

Lieu^t William Lewis Compl. to the Court ag^t Paul Simson
 for that the Said Simson having out executiōn ag^t the Estate of
 the Comp^{lt} for a debt of 7800^t of Tobo or thereabouts, he the
 Said Lewis having Satisfied 7189^t of Tob in part of the Said
 debt, and that the Said Simson doth owe the Comp^{lt} 2000^t of
 Tob or thereabouts as the s^d Comp^{lt} maketh appear in the
 Court, It is Ordered that the Sherriff make Stoppage of the
 Said Executiōn till next Court at which time they are both to
 appear.

March the 18th 1650.

Received of Humphrey Alwick eight hundred and ninety
 pounds of Tobacco in part of payment of a bill I Say Received
 890^t p me .

p me W^m Brough

Thomas Cole aged 34 years or thereabouts Sworn & exam-
 ined in open Court the 23 June 1652 Saith

That there was a bond made and Signed from M^rs Susanna
 Warren to Cap^t William Mitchill in their voyage comeing to
 Virginia, in which bond She the Said M^rs Warren did acknowl-
 edge to be indebted to the Said Cap^t Mitchill one hundred
 pounds Star, and She the Said M^rs Warren did ingage herself
 P. 311 to pay that hundred pounds in Maryland or to remain the Said
 Mitchell's Servant, till Such time as the S^d money Shall be
 paid, further this Depon^t Saith, that the S^d M^rs Warren being
 in Portsmouth, did desire this Depon^t to lend her money to
 discharge the house where She lay, that She might goe aboard
 the Ship, this request of her's being before Cap^t Mitchill came
 down to Portsmouth, this Depon^t answered her, he had busi-
 ness wth his money about Cap^t Mitchell's affairs, and could not
 Spare it, within 2 days after Cap^t Mitchill came down and
 further this Depon^t Saith not.

The Deposition of Mary the wife of Dan^h Clocker being Sworn and exam^d the 23 June 1652 in open Court Saith Liber B.

That in August 1651, the day this Depon^t doth not well remember that M^rs Susanna Warren was delivered of a Child which came into the world dead, and was dead in the Mother's womb, the Said Child not having any imperfection, Likewise with hair upon it head and nails upon it fingers and toes, this Deponent doth further Say that Doctor Waldron being in the house where the Said Warren was brought to bed, M^rs ffenwick called the Said Waldron in to know his advice in the business, whome replied that the Mother had gone out her full time, and that the Child had been dead as he did Suppose three weeks in it's Mother's womb, further this Deponent Saith that about a fortnight before her delivery She the Said M^rs Warrines came to the house of this Deponent and Said, that her Child was dead within her, and that She did believe It was by the means of a ffright taken by M^r ffenwick's Negroes ffurther this Deponent Saith that the Said Child was free from any boyles or botches, or any disease, Saving only that a little of the Skinn was broken to the bredth of betwixt two or 3 fingers, and about 4 inches long comeing from under the Arm upon the Stomach which this Depon^t doth Suppose It being Soe long in her Womb & further Saith not

The Deposition of John Mansfeld aged 36 years or thereabouts being Sworn and examined the 23 June 1652 in Open Court Saith: p. 312

That this Deponent Sold a parcell of Land containing 200 acres to Joseph Cadle and Robert Tutty then being Mates and lived together at the house of M^r Thompson's, This Dep^t further Saith that he took Joseph Cadle paymaster for the Said Land the troubles of Countrey comeing into this Province the Said Cadle was forced out of the Countrey and after the business or troubles of the Countrey were over the S^d Cadle not returning the Said Robert Tutty came to demand the Joynt bargain made to him and his Mate Cadle, and he this Deponent not thinking the Said Cadle would have returned into this Countrey againe in respect the rumour run that he was at Dutch plantacōn, the S^d Tutty demanding the bargain, and the Patent for the Said Land wth an assignm^t of it to himselfe, the Said Tutty goeing along with this Deponent to the house of W^m Broughs, he this Deponent desireing the Said Brough to make an assignment of the Patent of the Said Land to the S^d Rob^t Tutty the Said Land being formerly bought of the S^d Brough p This Depon^t Josiah Cadle returning into the Countrey again but a little before the Said Cadle comeing I this Dep^o was Sued p the Said Brough for payment of the S^d Land

Liber B. the former arrest being putt off I this Depon^t was arrested again at the Same Suit for the Said Lands, made the S^d Cadle my Attorney to Answer the Said Brough, he the S^d Cadle came to a Composition with the Said Brough, Satisfieing the S^d Brough in my behalf and also me for the Said Land and further Saith not: Jurat coram me Robert Brooke

p. 313 We whose names are hereunder written, doe Testifie that M^r Edmund Wormell by Order of the right Worshipfull Cap^t William Stone Esq and Governor of this Province of Maryland, and in his behalf hath tendred and made full payment to M^rs Margaret Brent the Sum of ffour thousand five hundred pounds of Tobacco and Cask, Two thousand eight hundred pounds of Tobacco and Cask being paid by account Shewed us under the Governor's own hand by Ord^r of M^rs Margaret Brent being in part of Satisfaction of his house and Land that he now liveth upon and the Coppy of the Said accompt left in our hands, the Other Seventeen hundred being now paid and tendred by Edmond Wormell in good and Sound Merchantable Tobacco and Cask for the use of M^rs Margaret Brent, according to the Order of Court now Shewed us, and further that the Said M^r Wormell hath to our best Judgments fully Satisfied the afore-said Order Given under our hands this 23^d day of January 1651.

This Tobacco was tendred at Popler
hill five hhds cont^a 1479 the Other

at the house of W^m cont^a 379 which
is in all the Sumē of 1858^l Tobo & Cask.

John Lawson

Rich: Bankes

Signed Jn^o I T Taylor

Rich: Watson

Know all men by these presents that I Rich^d Trewe Shipwright doe for me and my heirs assigne pass and bind over, all Such debts whether of Specialty or accompt as are due oweing or any way belonging unto me the Said Trew within the County of Annarundel as also one Sloop called the Anne with all the tackleing belonging to her unto Edward Lloyd and to his heirs and assignes, To Save and Keep harmless from time to time the Said LLoyd from and touching a bond wherein the Said LLoyd is bound with me the Said True in the Sumē of 2700^l Tob and Cask To be paid unto Nicholas Gwyther and William Boreman bearing date the 30th day of June 1652 I Wittness whereof I have hereunto Set my hand the day and Year above Written

Signed and delivered in the presence of Sign Rich Trewe
Rob^t Vaughan. William ffuller

The Deposition of Susan Warren Widow ag 21th Liber B.
Sworn and examined the 18th day of June Saith p. 314

That when She hath been Sick calling on God to help her
Cap^t Mitchell hath replied what was that which I called God,
Did I know him, had I ever any Conference with him, I Said
not of his person, but by his works, I was Confident that I
Should have help from what I called on, Soe he hath left me a
while and come again and Said how now hath your God helped
you Ah thou may'st well be called a woman that will believe
any thing that is told you, Such a thing as God believe it not
thou art meerly led away with what your Parents hath told
You, that if you doe amiss O, it is a Sin, O thou art a fool I
will for a half penny Answer for all your Sins past or to come
or that purpose this Deponent averreth upon her Oath further
Saith not.

Iur Cor Robert Brook

The Deposition of Phillip Land aged 45 Years Sworn and
examined June 21th 1652.

Saith. That being at Supper about the 28th of May last past
he heard M^rs Joane Mitchell wife to Cap^t William Mitchell Say
that She thought there was noe heaven but a good Conscience
and noe hell but a badd Conscience or to that purpose and
further he Saith not.

Jurat Coram Rob^t Brooke

Thomas Cole aged 32 years or thereabouts being Sworn
and examined the 22th day of June 1652 Saith

That before this Said Deponents comeing out of England,
he was at M^r Edmond Plowden's Chamber he asked me whome
I lived withall, I replied Cap^t Mitchell, he perswadeing me not
to goe with him into Virginia, and ask't me of what religion he
was and whether I ever See him goe to Church or noe, I made
Answer I never Saw him goe to the Church, he replied that
Cap^t Mitchell being amongst a Company of Gentlemen told
them that he wondred the world had been Soe many hundred
Years deluded with a Man and a Pigeon which M^r Plowden
told me the Said Mitchell attributed to our Saviour Christ and
the holy Ghost, and further this Dep^t Saith not p. 315

Jurat coram Rob^t Brooke

The Confession of Joane Toast the pretended wife of Cap^t
W^m Mitchell made 29th of June 1652 taken by the Grand Jury
Saith

That Since her Joyning together with Cap^t Mitchell before
M^r Wilkinson in way of Marriage they have been as man and
wife in reference to the Marriage bed.

Sign Joane I Toast

Liber B. William Wilkinson aged fifty years or thereabouts Sworn may the first 1652 Saith

That in or about the 10th April last past Cap^t Mitchell came to this Depon^{ts} house earnestly inviteing him to goe home with him to his house, when this Deponent came there, Cap^t Mitchell commanded his Servant John Baily to Stay in his Chamber, where Cap^t Mitchell a young woman with this Depon^t were present requesting this Depon^t and John Baily to bear Wittness that he took that woman to his wife and that they were formerly contracted together further the Said Cap^t Mitchell expressed that if there Should be any Antipathie in nature betwixt them they would part or live a Sunder but he would allow her means, And the Said Mitchell further Said, I did hope in God it would never be Soe, To this this Deponent replied, out of the Apostles words depart not without consent, and that for a Season while you give your Selves to prayer and fasting and further Saith not.

Jurat coram Rich Banks

The Deposition of John Baily aged 33 years or thereabouts being Sworn the 18th June 1652 Saith

p. 316 That about the 10th of Aprill last past Cap^t Mitchell Ma^r then to this Depon^t called him into his Chamber there being then present M^r Wilkinson the Said Mitchell brought a Comparison from Adam, that was, that God created man and he being alone, God thought fit to give him a Meet helper or to that effect, after which words the S^d Cap^t Mitchell told the S^d M^r Wilkinson that he took that Young woman to his wife, but in Case there Should be an Antipathy in nature hereafter that then he would put her away allowing her a Competency to Maintain her, And further this Depon^t declareth that the Said Cap^t Mitchell Said if there were any Antipathy in nature which he hoped in God there would not be, that then the Said Young woman was noe Meet help for man and further this Depon^t Saith not.

Jurat coram Rob^t Brooke

William Smith Gent aged about 60 years upon Summons for his Lordps Attorney for that purpose being Sworn and examined

March 29th 1651 deposeth as followeth

That about a Month or three weeks before the Dep^{ts} coming to Sea for these parts being about a twelve Month Since or Somewhat more as he taketh it, he being then in Company with Cap^t William Mitchell now one of his Lorps Councell of this Province of Maryland at his then lodging in the Strand near the Savoy, the Said Cap^t Mitchell desired him this Depo-

nent to call his this Deponents daughter whome he the Said Liber B.
 Cap^t Mitchell as he then expressed Intended then Shortly to
 take to Sea with him for these parts by the name of M^rs
 Elizabeth Williams or Betty Williams, and the reason that the
 Said Cap^t Mitchell then gave to this Deponent for Such his
 desire was for that he had a Sister or friend of that name
 whome he deerly loved, and therefore desired that this Depon^{ts}
 daughter Should be Soe called or to that effect, his this Depon^{ts}
 Said Daughter then and yet right name being Susan Warren
 having been then formerly married to one Humphrey Warren
 and further deposeth not.

W^m Smith

Jurat 19 Januarij 1651 coram me W^m Stone

William Hamstead planter aged about 23 years upon Sumons p. 317
 from his Lordps Attorney for that purpose Sworn and exam-
 ined deposeth as followeth

That about Six weeks or two Months before the Dep^{ts} Come-
 ing to Sea for these parts he being then Servant to Captⁿ Wil-
 liam Mitchell in the Strand near London, a Certain Gent there
 present telling the Said Cap^t Mitchell in this Depon^{ts} hearing
 of Some other man that had a Servant that would Swear to
 anything that his Master would have him though it were a lye,
 the Said Cap^t Mitchell this Depon^{ts} then Ma^r thereupon asked
 this Depon^t whether he this Deponent would doe the like,
 whereunto this Depon^t answered noe whereupon the Said
 Cap^t Mitchell replied what a pox Should I doe with thee then,
 thou art no Servant for my turn, all which or the Same in
 effect, this Depon^t upon his Oath avereth to be true and fur-
 ther deposeth not

Will Hamsted

Jurat 19^o die Januarij 1651 coram
 me

W^m Stone

The Deposition of Susan Warren widow Sworn and exam^d
 the 22^{to} June Saith

That Cap^t Mitchell would have married the S^d Susan Warren
 when She was in England, notwithstanding his wife was live-
 ing but She would not, Soe he comeing to Deale there I saw
 him buy of the Doctor Some quantity of Opium which he told
 me he would give his Little Devil as much of it as would give
 her a long Sleep he would warrant her, at which Saying I gave
 M^rs Mitchell a great Caution of takeing any Phisick of her
 husband's prescribeing for he did not wish her much good,
 and Soe She gave me hearty thanks and Said She would not,
 and Cap^t Mitchell prayed the Doctor to prepare a Small quan-
 tity for mySelf to make me Sleep, because lyeing on Ship

Liber B. board had much distempered my head and broke my Sleep,
 Soe when I was takeing the Same She fell on her knees desire-
 ing me not to take it reflecting on what I had told her made
 p. 318 her the more fearfull, but he had told me that it would not
 hurt me, Soe I believed him for Said he It is but to induce my
 wife to be willing, Soe I told her what he Said, Soe She told
 me that She knew him to be a knave to her for he had Said
 to her face that he never loved her, this I averr on my Oath to
 be the very truth and further Saith not

Jurat coram me R^{obt} Brooke

The Deposition of Susan Warren widdow aged 21 Sworn
 & examined 24th Aprill Saith

That when Cap^t Mitchell he perceived She bred Child by
 him he prepared a potion of Phisick over night unknown that
 it was for herself in the Morning calls Martha Webb & bids
 her poach an Egg and bring it to him presently which She did
 Soe, he put this Phisick into that Egg and came to her as She
 was in bed, and bid her take this, and She requesting to know
 for what, he Said if She would not take it he would thrust it
 down her throat, Soe She being in bed could not withstand it,
 Soe Shutting all out of the room but himself for all that day
 but only Martha Webb knew and none of the house else, but
 they all told her afterwards, that they knew it was her that
 tooke the Phisick, for all Cap^t Mitchell Soe dissembled th^t when
 any body came to knock, he would take a towell and put it
 about his neck and Soe lie down as if it had been himself that
 had taken Phisick, Soe Some two or three days after he told
 her that if She was with Child, he would warrant that he had
 frighted it away, Soe when She heard him Say Soe She an-
 swered him again if She had thought that She would not have
 took it for a world, for it was a great Sin to get it, but a greater
 to make it away and further Saith not at present

Susanna Warren

Jurat coram Robert Brooke.

The Deposition of Susan Warren Wid^o aged
 21 Sworn and exam^d 24th Aprill— Saith

That when Cap^t Mitchell came to the Crosse Since his last
 p. 319 arrival Said to the Said Susan Warren that he heard She had
 had a Child. I She Said Soe She had and that it was by him
 and She Said by none else, and he further Said that he heard
 She had Suffered much disgrace for his Sake, I now if She
 pleased he would make her amends if Marriage of her would
 whereto She made Answer She would for She was fittest for
 him, for being it was through him that her great Misfortune

and disgrace was occasioned; She hearing that his wife was dead, and he being a Single man, She did think that he would not twitt her with what She had done as another Might because he did it, and further this Deponent Saith not at present
Susanna Warren

Jurat coram

Robert Brooke

Mary the wife of Daniel Clocker being exam^d
& Sworn by vertue of her former Oath taken
in open Court testifieth as followeth

That She was the Midwife to Susan Warren and in the time of her delivery charged the Said Susan Warren to Speak the truth and to give Such an Answer as She would give an accompt of to God and man, and whether those things that She had Spoken of Concerning Cap^t Mitchell that he was ffather of the Child, and had given her Phisick to destroy it were true or noe, and She answered that they were all true

This Testimony was given to me Robert Brooke in the presence of M^rs ffox June 28th 1652.

The Deposition of Anne the wife of W^m Hempsted being Sworn and exam^d June 27th 1652 Saith

That at Deale when this Depon^t was comeing towards Virginia being at the Sign of the States Arms in the aforesaid Town of Deale I this Depon^t heard the wife of Cap^t Mitchell pray W^m Hampsted that he would buy noe opium, and further this Deponent Saith that She heard the afores^d M^rs Mitchell Say that She would not take any Opium and ffurther Saith not.

Jurat coram me Robto Brooke

ffurther the aforesaid Deponent Saith that M^rs Mitchell being in the Downes having one of her Swounding fitts upon her and lyeing like a Dead woman M^r Dorrington Said Sure She will never recover again Cap^t Mitchell replying let her alone She useth to be Soe 2 or 3 hours together and Soe lay for two hours at that time.

Jurat coram Rob^t Brooke

Martha Webb aged 22 years examined & Sworn Aprill 27th 1652 Saith

That this Depon^t being then in the dwelling house of Cap^t Mitchell a little before his goeing for England upon a very Cold morning, and when neither Cap^t Mitchell or Susan Warren were Sick he commanded this Depon^t to poach him an Egg, and to bring him a box of Pills Saying that he was to

Liber B. take Phisick, when this Deponent opened the box She found the Smell of the Pills Soe Strong that it had almost overcome her and told him plainly that She could not take them out, thereupon he bad her goe out and Shutt the doors when She came in again She found Susan Warren wonderfully Sick and the Cap^t well, and did Several times See this Susan Warren upon the Close Stool purgeing very Strongly but Cap^t Mitchell pretended and Said that it was he that took the Phisick but that it wrought not well with him, and to make a Shew he put a Napkin or Towell about his neck and laid a Pillow upon a Stoole, and when any came in he would lye down upon the pillow as though it had been he that took the Phisick, afterwards when the heat and Spring of the year came this Susanna Warren break forth all into boyles and Blaynes her whole body being Scurfie, and the hair of her head almost all fallen off, this is all the Depon^t Saith to that particular of Phisick, further this Depon^t maketh oath, that She heard Cap^t Mitchell Say often to Susan Warren that if she then were or hereafter Should be with Child in the Countrey he would hire an Old Maid in Chichester and bring her into this Countrey along with him which maid as he Said could help her on Such occasion and noe body Should know it further this Depon^t Saith not for the present

Jurat coram Robert Brooke

The Deposition of Willliam Hamsted aged 23
years or thereabouts Sworn & exam^d the 19 day
Jan^y 1651 Saith

That he heard Cap^t Mitchell at Deale being upon his voyage hither tell M^rs Mitchell his wife that M^rs Warren whome he then called Betty Williams, had Sent aboard a Cartload of goods and Servants named Marke Webb which goods this Deponent conceiveth to be the goods now claimed by the Comp^l^t M^r Smith in regard he hath often heard the Said M^rs Warren term the Said goods hers which were challenged by the Said Complayn^t her ffather and for that the Said Cap^t Mitchell appeared to be unwilling it Should be known that the Said M^r Smith was ffather to the Said M^rs Warren whome he called Sister and forbade this Depon^t aboard the Ship in his voyage hither to make it known that She was the Comp^l^{ts} daughter Saying it would be a disparagem^t to him the Said Cap^t Mitchell or to that effect, and further Saith that at Portsmouth upon their Voyage hither he Saw the Said M^rs Warren pay or deliver to Cap^t Mitchell Six pounds ten Shillings to pay for her own passage, and further also Saith, that he heard Cap^t Mitchell Say that he could not have come this Voyage hither if he had not borrowed five hundred pounds of the Said M^rs

Warren or Williams, And further also Saith that he the S^d this Liber B.
 Depon^t was present and a Wittness aboard the Said Ship to
 the Sealing and delivering of a hundred pounds bond to the
 Said Cap^t Mitchell by the s^d M^rs Warren by the name of
 Elizabeth Williams and that At the Same time the Said M^rs p. 322
 Warren openly before all the Company then present expressed
 upon the delivery thereof th^t She did not owe the S^d Cap^t
 Mitchell a penny but that She was forced to enter the Said
 bond to procure her own peace and quiett or to that effect, And
 the Depon^t is verily perswaded in his Conscience that She
 Speake the truth in that particular for that he was an Eye
 Wittness to the Cruell harsh dealings by blows and otherwise
 used by the Said Cap^t Mitchell to the Said M^rs Warren
 aboard the Said Ship, and this Depon^t further likewise Saith
 That the Said Cap^t Mitchell after his arrival in this Province
 gave Order in this Dep^{ts} hearing to M^rs Warren and M^rs
 Boulton, that a Note or Inventory Should be taken of his own
 goods, that they might not be mingled with the Said M^r Smith's
 goods, and afterwards the Same or the next day this Depon^t
 taketh it the s^d Cap^t Mitchell in this Depon^{ts} hearing in the
 Hall of the white house where there lay a good bedd and two
 blanketts by themselves, ask't M^rs Warren whose bedding it
 was, who Said it was her ffathers, to which the Said Cap^t
 Mitchell made noe reply Soe far as this Depon^t remembreth,
 all which before herein rehearsed or the Same in effect this
 Depon^t averreth upon his Oath to be true and further Saith not.

Jurat die & Anno Supradict coram me
 W^m Stone

The Deposition of Anne Hamstead wife of
 W^m Hamstead Sworn & exam^d June 20th
 1651 Saith

That at Portsmouth in England upon Cap^t Mitchell's & the
 rest of his Company their late comeing to to Sea for these
 parts She there Saw the S^d Cap^t Mitchell borrow of M^rs Susan
 Warren who then went by the name of M^rs Eliz: Williams Six
 pounds ten Shillings which She the S^d M^rs Warren Said She
 would pay for her passage hither And which money She was p. 323
 drawn to lend unto him upon his telling her that he had paid
 for the passage of more then he had to Ship aboard and that
 he wanted money for Supply of his then present occasions, and
 She might as well Ship herself upon his account which Should
 be noe prejudice to her at all or to that Effect and further this
 Depon^t Saith She heard the Said Cap^t Mitchell Say that the S^d
 M^rs Warren or Williams had paid him Six pounds ten Shilling
 at Gravesend for the passage of Martha Webb her Servant,
 and that he had not been able to have brought any Consider-

Liber B. able adventure hither, had not She S^d M^rs Williams lent him five hundred pounds which this Depon^t hath often heard him Say he owed to her the Said M^rs Williams, and that Cap^t Mitchell at the Downes aboard the Ship caused M^rs Williams to fetch the bond wherein he Stood ingaged to her for the Said ffive hundred pounds to Shew the Same to the Master of the Ship upon his desireing to know whether She had Such a bond and that the Said bond was carried a Shoar at Deale to be Shewed to M^rs Mitchell, and likewise that he was to give her a Rideing Suit which She brought to Sea with him, in lieu of a Watch and a ring which he had Sold of her's in England and that he was also to give her a Mantle which he brought in with him hither in Satisfaccōn of a Mourning Cloak w^{ch} he had of her, and which he had disposed of in England, and this Deponent further also deposeth, that She was present at his the Said Cap^t Mitchell's house in there at or near S^t Maries when he the Said Cap^t Mitchell asked her the Said M^rs Warren which were her ffather's goods, delivered or Caused to be delivered unto her one ffeather bed one bolster two pillows a pair of Blanketts and one bedd Rugg three pair of Sheets two pair of pillow bears one dozen and half of Napkins Seven pewter dishes all marked with J: S: a great brass pan a Great brass pott, a little brass or Bell mettle pott & Skellett and directed her to lay them aside that they might not be mingled amongst his own goods, of which he was then about to take an accompt or Inventory or to that effect, And these being all the goods which at that time could be found whereunto She the s^d M^rs Warren did lay any clayme unto as belonging to her ffather were then accordingly laid aside and Separated from his the S^d Cap^t Mitchell's goods, and delivered into the Custody of the s^d M^rs Warren the Pewter being all marked with J: S: as afores^d and the Linnen and bedding also the ffeather bedd were marked with J: S: and Some double J: to the best of her remembrance which goods or divers of them were afterwards by the Said Cap^t Mitchell or his appointment taken out of the Custody of the Said M^rs Warren, he the Said Cap^t Mitchell telling her that in regard he was at the charge of the transportacōn and that they were Shipped upon his accompt he Saw noe Cause but he might make the best use of them to his own benefit though they were her ffather's goods or to that effect, And this Depon^t ffurth^r also deposeth, that She heard the Said Cap^t Mitchell upon M^r William Smith's departure Say that if he the Said Smith were a ffreeman and would not acknowledge him for his Master what had he to doe to maintain him or what did he there, and bad the s^d Smith provide for himself for he Should Stay in his house noe longer or to that effect, And further likewise this Depon^t

Saith that M^rs Mitchell wife to Cap^t Mitchell amongst other Liber B.
discourse asking her husband at Deale being upon his voyage,
whether M^rs Williams went upon his account or that She or
her ffather carried any Adventure with them, he the Said Cap^t
Mitchell answered that he had Shewed her a Waggon Lade-
ing of goods which the S^d M^r Smith brought out of the Coun-
trei with him to carry to Sea ffurther Adding upon further p. 325
discourse that the Said M^r Smith went to be as a ffreeman and
not as his the Said Cap^t Mitchell's Servant And further this
Deponent likewise deposeth, that being at Sea in her voyage
hither She there Saw Cap^t Mitchell by harsh and Cruell usage
and by Several Menaces & threatnings prevail with the Said
M^rs Warren by the name of Eliz Williams to become bound
to him in a bond or bill of an hundred pounds telling her that
unless She would enter into the Said bond or bill She Should
never live a better life but that he would make her to fetch
water, and make clean his foot boy's Shoes or to that effect,
And that upon entring in the Said Bond, the S^d M^{rs} Warren
expressed openly to the Company then present, that She owed
him the Said Cap^t Mitchell nothing, but She did it to procure
her own quiett or to that effect, and that presently after the
entring into the Said bond the Said Cap^t Mitchell came to this
Deponent and told her that he had got the finest lye upon
Williams that ever any man had, and that if he had not taken
that Course of beating of her he Should never have gained it,
and that he had made her enter into the S^d bond, yet owed
him not one ffarthing, all which herein before related, this De-
ponent upon her Oath averreth to be true in effect and further
deposeth not—Jurat die novo post emendacōn 22 die

Jan 1651 coram me Tho: Hatton

Richard Hoskins Gent deposeth as followeth Being at the
house of M^r William Eltonhead in or about the Month of May
was twelve month being in discourse with Elizabeth Williams
als Susan Warren concerning Cap^t W^m Mitchell, he then heard
the Said Williams als Warren Say that She would damn her
Soul but She would be revenged of that Rogue Mitchell, And
this Depon^t further Saith that the Said Cap^t Mitchell did before
his goeing into England in the presence of George Manners
and M^r ffriendship Offer this Deponent to give him the Said p. 326
Elizabeth Williams, but he refusing to accept of her the said
Williams being informed thereof press't him to accept of the
said Mitchell's offer, and told this Depon^t she would give him
satisfaccōn if he would.

Jurat coram me R L^t Brooke 22^{do} Junii 1652

John Baily deposeth that at the White House some time
after Cap^t Mitchell's arrival he heard Elizabeth Williams at

Liber B. Susan Warren say that she would damn her Soul but that she would be revenged on Cap^t Mitchell or to that effect and further saith not.

Sworn in open Court 30 Junii 1652

p. 327

At a Court held at St Maries 29 Junii anno
Dni 1652

Present as the day before, Only M^r Secretary was taken off by reason he was to prosecute being his Lordps Attorney.

p. 328 The Court this day took into Consideracōn a Peticōn exhibited by Cap^t William Mitchell who intended (as it Seems) to have preferred the Same to the Assembly had it gone on.
The Peticōn being as followeth viz^t

To the Honble the Assembly for regulateing the
affairs of the Province of Maryland.

The humble Peticōn of Cap^t W^m Mitchell Humbly Shewing
That your Peticōner was on Saturday last comitted prisoner to the Common Goal upon a Warrant Signed by Robert Brooke Esq, In which your Peticōner Stands charged in general words with Murther Atheisme and Blasphemy, Crimes never in the least acted or within the Intention of your Peticōner

Your Peticōner therefore humbly prays he may be Speedily called to his Answer, and have his liberty restored in Case noe crime in Law be proved against him that warrants his Imprisonment upon the warrant before mencōned, And that his Natural filing for which God hath pleased to afflict and humble your Peticōner, may not be pressed against your Peticōner in Cases wherein the Laws of England are Silent, And your Peticon^r Shall ever pray.

W^m Mitchell

Upon reading of which Peticōn the Court gave direction for a Speedy tryall whereupon his Lordps Attorney M^r Hatton brought in his Charge as followeth viz.

May it please this Honble Court.

It is fallen to my Lott upon the late alteracōn in the Government as Attorney to the Lord Propriary to be psecutor against Cap^t William Mitchell now prisoner here upon M^r Brookes Warrant, I could have wished there had been no Such occasion, The Crimes for which I am to charge him being Soe many and Soe haynous, that I have not known or heard of the like, It troubles me the rather in regard the Lord Baltemore

hath been formerly Soe far deceived in him as to place him here in the Seat of Judicature, which by his Scandalous course of life and gross heinous offences, he hath extreamly abused, Whereas he ought (especially Soe placed) to have given good example to others and to imploy that Talent and those abilities of witt and understanding (which almighty God hath indeed in a large measure bestowed on him) to his glory and the publick good, But by Common experience it is apparent, that the chiefest use he hath made thereof hath been to colour over his Villanous Courses, and to mock and deride all Religion and Civill Government, As the Court may (in part) take notice by the particulars of his Charge being as followeth Viz^t

Liber B.
p. 329

The Charge of the Lord Proprietary's Attorney by way of Indictment against Cap^t William Mitchell in the name of the Keepers of the Liberties of England by Authority of Parliam^t

ffirst That by his expressions as well as practice as will as I conceive) appear by prooffe) he hath not only professed himself to be an Atheist, but hath also endeavoured to draw others to believe there is noe God, makeing a Common practice by blasphemous expressions and otherwise to mock and deride God's Ordinances, and all Religion, thereby to open a way to all wicked lustfull licentious and prophane Courses.

Secondly:—That he hath Comitted Adultery with one Susan Warren

Thirdly—That he hath Murtherously endeavoured to destroy or Murther the Child by him begotten in the Womb of the Said Susan Warren And is much Suspected (if not known) to have brought his late wife to an untimely end in her late Voyage hitherward by Sea.

ffourthly—That (as I conceive will appear by prooffe) he hath Since his late wife's death lived in fornication with his now pretended wife Joane :

And for these and other grosse Crimes and Misdemeanors (Sufficiently I conceive) appearing by prooffe, My humble request is that the prisoner may be brought to his Answer, and upon a Speedy tryall may receive punishment according to Justice to God's glory and discharge of the Government in that particular :

To which Charge the Said Cap^t Mitchell the prisoner by his Answer pleading not Guilty made Choice to be tryed by a Jury Whereupon these persons following were warned to be of the Grand Jury for the tryall viz^t—M^r Cornelius LLoyd the fforeman M^r Edward LLoyd Cap^t William Fuller M^r Robert Clark M^r Thomas Marsh, Cap^t John Barriff M^r ffrancis LLoyd, M^r Thomas Daynes, M^r W^m Nugent Lieut^t William Lewis M^r Henry Hooper and M^r Thomas Hinson who being all particu-

p. 330

Liber B. larly called by name and attending the Court, The prisoner being demanded whether he could take any personal exceptōn against any of them, expressed that he could not but was well Satisfied therein. Whereupon the Jurors were Sworn and their charge given them to bring in a Just and true verdict upon every branch of the Attorneys Charge aforesaid according to evidence to the best of their Skill who after much time Spent therein brought in their Joynt verdict in the words following viz^t Vera to the first Soe far as one Deposition with Sundry Circumstances thereunto agreeing Shall be thought valid in Law

To the Second third and fourth Billa Vera After the bringing of which verdict the Court discharged the Jurors and the day being far Spent and by reason of other Occasions, the Governor adjourned the Court till the day following :

The Same Court Continued ult Junij
1652

p^rsent { The Governor and Secretary }
 { Coll^o Francis Yardley } M^r Job Chandler

This day his Lordps Attorney M^r Hatton by appointm^t of the Court brought in his Charge ag^t Susan Warren Widow a prisoner as followeth viz^t

In the name of the Keepers of the Liberties of England by authority of Parliament, and as Attorney to the Lord Proprietary I here declare against Susan Warren for that She hath Comitted Adultery or ffornication with one Cap^t William Mitchell, and thereby and by certaine prophane or blasphemous expressions much dishonoured God and given great Offence
p. 331 and Scandal to the Government and prayed She might receive punishment according to Justice &c

And the Said Susan Warren being called to her Answer and the Said Charge read unto her could not deny the Offence of ffornicacōn the Same appearing by her own Confession upon Record, and her prophane expressions appearing by the Oaths of Mary Clocker and Richard Hodgkins upon Record, and She acknowledging her Offence humbly desired the Court would be favourable unto her But in regard of the Great Scandal to the Government by her lewd Course of life Soe publick and notorious It is thought fit and Soe Ordered, that She be forthwith whipped with thirty nine lashes upon her bare back, and Soe to be discharged of her Imprisonment in that particular which punishment She received accordingly with Some Mittigation upon the Intercession of Some of the Counsell and Others to the Gov^r on her behalf.

Cap^t William Mitchell this day referred himself wholly to

the determinacōn and Judgment of the Court for all matters charged against him upon which the Grand Jury had given in their verdict the day before not desiring that the Court Should be troubled with impannelling another Jury for the further tryall thereof. Liber B.

This Court therefore takeing the matter into Serious Consideracōn upon the perusal of the proofs and in pursuance of the verdict of the Grand Jury for his Several Offences of Adultery ffornication and Murtherous intention, and in respect of his lewd and Scandalous Course of life Sufficiently appearing upon the proofs doth Order that the Said Cap^t Mitchell Shall forthwith pay ffive thousand pounds of Tobacco and Cask or the value thereof as a ffine to the Lord Propriary, And to enter into bond for his good behaviour, And that he and his now pretended wife Joan be Seperated till they be Joyned together in Matrimony in the usual allowed Manner, And that paying the Court Charges and Other ffees and Charges of imprisonment he is to be discharged of his Imprisonment in this particular p. 332

26 Marcij 1653 Execuc for 2000^t of Tob & Cask
part of the 5000 the Governor having remitted
2000 & 1000 being paid or payable to himself

Susan Warren pl^t }
Cap^t Wm Mitchell Def^t } Whereas by a former Order of Court
made in this Cause the 22th day of Aprill
last the hearing thereof was respited till the then next Court,
And the parties p^{lt} and def^t this day attending for a tryall
therein and upon full hearing what could be alleadged by either
party in this Suit and upon perusal of the proofs on both
Sides, the Court upon reading the Deposition of William
Hampstead, It appearing thereby that the Defd^t had expressed,
that he that would not forswear himself was noe Servant for
his turn, the Court thought to Set aside the Depositions of
Henshaw and Hoskins as being the Defd^{ts} Servants and Sub-
sequent to the Depositions of William Hamsted and his wife
who depose positively to the p^{lts} paying for her passage hither,
and there appearing much Jugling and baseness in the whole
business, and the Court being Satisfied th^t the p^{lt} did not
accompany the Defd^t from England hither wth any intention to
be his Servant who had made her his Companion and bed
fellow for which by Order of Court She had received punish-
ment It is therefore Ordered, that the Complayn^t Susan Warren
be from henceforth absolutely freed & discharged from all
Service any ways claimed from her by the Defd^t Cap^t William
Mitchell upon any claime or pretence whatsoever and Whereas
Mr Robert Brooke one of the Counsell attesteth th^t the Said
Complayn^t hath remained prisoner a long time for the Defd^{ts}

Liber B. Security of her forthcoming to be answerable to his clayme of Service from her, he refusing to release her, It is also Ordered that the Def^t Shall Satisfie and pay all ffees & Charges of Imprisonment hereby by her Incurred.

p. 333 Upon the Mocōn of Coll^o William Cleyborne and Upon reading of an Order of Court of the 22th of Aprill last made between his Lordps Attorney General p^{lt} and M^rs Mary Brent Defd^t It is Ordered as formerly that the hearing of the Matter in question be respited till the next Assembly, that Coll^o Clayborne may by himself or his Attorney then make his Clayme to the Beeffe in question if he think fitt.

The Court rising the Governor appointed the next Provinc^{ll} and General Court for this County of S^t Maries to be held the twentieth day of November next ensuing.

At a Court held at S^t Maries the 14th of July 1652 upon a speciall warrant

p^rsent { The Governor } M^r Thomas Hatton &
{ Coll^o ffran: Yardley } M^r Job Chandler

Lawrence Starky Esq. by M^r
Thomas Matthews his attorney p^{lt}
John Carrington & Rich^d Whight defts }

John Carrington and Nicholas
Whight this day appearing upon
an arrest according to a Speciall

p. 334 warrant for that purpose and M^r Thomas Matthews the p^{lts} Attorney on the p^{lts} behalf clayming them as Servants, and chargeing them with much neglect in those imploym^{ts} wherwth they had been intrusted, The Defd^{ts} alleadged they had been discharged of their Service by Articles of Agreement heretofore made between Thomas Copley Esq deceased and them dated the 23th of December last whereby in Consideracōn of their ffreedom they were to make a Cropp, and to pay unto the S^d M^r Copley his Successors or assignes Certain quantities of Tob: at the times therein limitted And that they had pitched a Cropp accordingly, but that by reason of much rain the plants had been drowned, and that there had been noe neglect on their parts, But the Defd^{ts} expressing themselves unable or unwilling to give Security for performance of the Covenants on their part, And upon perusal of the s^d Articles of Agreement, It appearing that the S^d M^r Copley had not absolutely thereby freed the S^d Carrington and Whight, but upon Con- dicōn of their performance of the Covenants on their parts therein expressed, and the Court being of Opinion, that a bargain of that nature, betwixt the Master and his apprentice Servants was of noe Validity in Law, Doth therefore for a final end of the matter in question think fitt, And it is accordingly Ordered that the Said Articles of Agreement or Covenants be from henceforth voyd and Null, And that the Said Defd^{ts} Car-

rington and Whighte Shall Serve out their Several times of ^{Liber B.} Service to the Comp^{lt}, or to whome the Estate of the Said Mr Copley doth properly belong, As if the Said Articles of Agreement or Covenant had never been made

Know all men that I William Scott Marriner doe Constitute and ordain as my Lawfull Attorney Walter Beane of Maryland to ask demand clayme Sue and arrest and imprison any person or persons that Shall appear to be indebted by Bill or otherwise to have in their Custody any Cattle or goods of Mr W^{illm} Brough late deceased and for the receipt or Satisfaccōn of the Said debt Cattle or goods to give As full discharges as if I ^{p. 335} my Self were in person, As Wittness my hand at Popler hill Creek in Maryland this 23th of Aprill 1652

W^{illm} Scott

Wittness John Lawson Cr: Carnoll

This 22th of May 1652. Sold and delivered by us W^{illm} Scott and Sarah Scott unto Walter Beane of Maryland all the Cattell and land and debts which were formerly known to be Mr Broughes deceased, ffor all which Said Cattell Land and debts We the Said William Scott and Sarah Scott doe promise to defend the Said Walter Beane and Save harmless against all Just claymes in Law


Wittness our hands:

W^m Scott

Sarah Scott

Wittness by us Jo: Hatch Ben Cowell

Be it known unto all men by these presents that Wee Thomas Warr and Nathaniell Hunt both of Mattapania of Patuxent River, We the Said Thomas Warr and Nath^l Hunt doe bind our Selves Joyntly and Severally with our heirs Extor's Adm^rs or assignes to pay or cause to be paid unto Richard Trewe Shipwright the full and Just Sumē of ffive thousand pounds of good Sound Merchantable Tobo in leaf with good Sufficient Cask for one Sloop called the Anne with Other goods which makes the Sumē aforesaid of 5000^l of Tobo which Sume is to be paid by us the afores^d Thomas Warr and Nathaniel Hunt by the tenth of Novenl next ensueing the date hereof, whereunto We the Said Thomas Warr and Nathaniel Hunt have Sett to our hands Joyntly and Severally this present day being the 17th day of September and in the year of our Lord 1652

Wittness Henry ffalconer The mark of  Thomas Warr
Nath Hunt

The mark of Thomas Hamper

ffor the payment of the Sumē above mencōned of ffive thousand pounds of Tobacco We the aforesaid Thomas Warr and

Liber B. Nathan^h Hunt doe bind and make over our Cropps unto the Said Richard Trew for the full Satisfaction of the s^d debt above mencōned of 5000^l of Tobo whereunto We the Said Thomas Warr and Nathan^h Hunt have likewise Set to our hands this present day being the 17th day of September and in the year of our Lord 1652.

Wittness Henry ffalkoner The Mark of Thomas Warr
The marke of Thomas Hamper Nathaniel Hunt

Mr Richard Harris Merchant his Mark for Cattell and hoggs viz^t the left Ear Crop't with a half moon on the nether Side thereof under the Crop, and hole in the right Ear.

p. 336 Mr Richard Harris Merchant maketh Oath that being yesterday att the house where Thomas Warr lived, he found the door barred and looking in at the window perceived that Most of the household goods were removed out of the house, and that one John Read hollowing about the Plantacōn, there were not any that made Answer Soe far as this Deponent heard, and that one Richard Trew having Sold the Said Warr and Nathaniel Hunt a Sloop as appears by a Conveyance upon Record this Depon^t verily believeth that the Said Warr and his wife and Nathaniel Hunt are lately gone out of the province or upon their voyage in the S^d Sloope on purpose to avoyd the payment of their debts.

Jurat 21 Sept 1652.

Tho: Hatton

Paul Simpson Marriner maketh Oath that by reason of Some late passages and expressions used by Walter Peakes of the County of S^t Maries in this this Province of Maryland he hath great Cause to Suspect and doth verily believe that he this Deponent cannot goe about his urgent occasions within this County in Safety but that his life will be indangered by the Said Walter Peakes if Some Speedy Course be not taken by the Governm^t to restrain his the Said Peakes desperate wilfull intention and endeavour in this respect:

Jurat 29^o Sept 1652 coram me. Tho: Hatton

Geoffry Oliver aged about 48th years being Summōned Sworn and examined this 29th of Sept 1652 deposeth & Saith

That about five or Six weeks Since he this Depon^t being then at the dwelling house of Walter Pakes at or near New town within night he then and there Saw the Said Peakes Strike Mr Paul Simpson with a Sword Cutting him very dangerously into the Arm, the Said Simpson having not then any thing in his hands to defend himself withall the Said Peakes

pursuing the S^d Simpson into the Said house before he Soe Liber B.
Struck him as afores^d having newly before as it appeared
Stabbed him with the Said Sword Very dangerously into the
Side: but this Deponent did not See when the Said Simpson p. 337
was Soe Stabbed, And further this Dep^t Saith that the Same
night he heard the Said Pakes tell the Said Simpson, and the
rest of the Company then present, that he the Said Pakes had
that day Seen him the Said Simpson lye with his the Said
Pakes his wife and further Saith not

Jurat die & anno Supradict coram me Tho: Hatton

22^{do} No: ffrancis Martin his Mark for Cattle & hoggs viz^t
Cropt on the right Ear with a Nick or Slitt in the under part
of the Ear below the Crop and the left Ear flower delined.

William Martin Son of ffrancis Martin his Mark for Cattle
and hoggs viz^t Crop't on the right Ear with a Notch or peece
taken out of the under part of the Ear below the Cropp, the
left Ear fflower delined.

Lodowick Martin Son of ffrancis Martin his Mark for Cattle
and hoggs viz^t Cropt on the right Ear with a Notch or peece
taken out of the upper part of the Ear betwixt the root and the
Cropp, and the left Ear flower delined.

22^o No. Martin Kirk his Mark for Cattle and hoggs viz^t
Cropt on the right Ear and the left Ear Slitt, and a peece
taken out underneath the Ear

Be it known to all men by these presents that I Martin Kirk
for the full Satisfaction in hand received doe for me my heirs
or assignes, bargain Sell and deliver all my right and title of
two hundred acres of Land which goeth by the name of S^t
Jeromes thickett, Beginning at the little Indian ffield and Soe
bounded on the hornes with all rights and priviledges belonging
thereunto, unto ffrancis Martin his heirs Exto^rs or assignes
peaceably to enjoy from all trouble or Molestacōn from any
persons whatsoever And I the Said Martin Kirk doe bind my
Self and my assignes to warrant the Sale of the Said Land
unto ffrancis Martin his heirs or assignes from any person or
persons whatsoever and any Suit of Law that Shall at any time
hereafter ensue upon this Said Land in performance hereof I p. 338
the Said Martin Kirk have hereunto Set my hand this 20th day
of August Anno Dni 1651

his marke

Martin : M K : Kirk

Signed and delivered in
the presence of Thomas Ashbrooke his mark
John Prince

Liber B.

Aprill 2th 1640

Memorandum that I ffrancis Anketill doe bargain Sell and Make Sale of one browne Cow and increase marked with an hole in each ear the one hole being Slitt out, the which Cow I doe a warrant from all Just claimes of any person or persons whatsoever, I Say the Cow that George Manners Milked of Mine the last year Wittness my hand :

ffrancis Anketill

the Mark of

I

Henry Pountney,
Nicholas Keating

24 Novembr 1652 William Whittle and Walter Peakes having this day taken their Oaths before his Lordps Secretary to make a Just and true appraisement to the best of their Skill and understanding of a Plantacōn at New Town late of Joseph Cadles deceased being as they alleadge in the whole 150 acres of which 100 acres is leased out, they doe value the Same upon their Oaths at Twelve hundred pounds of Tobacco and Cask Wittness their hands the day and year abovesaid.

Jurat & Signat coram me Walter Pakes

Tho Hatton The Mark of

Witlm M Whittle

19th October 1650

Sold and delivered unto Thomas Thomas one Black Cow Cropt on the right Ear Green horn'd for the price of Seven hundred pounds of Tobacco and Cask and I doe hereby warr^t the Said Cow to him against all men

W^m Evans

Wittness W^m Hungarford Jeziph I Cadle

Thomas Thomas his Mark for Cattle & hoggs viz: both Ears Slitt half the way down right and underneath that Slitt, a Slitt Cutt Cross the middle of the Ear in the fashion of a T on both ears.

November 2^d 1652

p. 339 These presence Wittness that We Paul Simson & Walter Peakes both of Maryland Planters have released and doe hereby release both of us, the one the Other from all Actions of Suit for debt or damage comēced by either of us or by either of our Attorneys against the other from the beginning of the world unto this present day, or to be comēced for any matter of damage pretended to be done by either of us against the other at any time before this present day, revokeing and

disannulling hereby all Attorney-Ships granted and other pro-
ceedings of Law done, by either of us to the Contrary hereof
against the other, and the Said Paul Simson doth further
hereby release the Said Walter Peakes from the bond for the
peace and good behaviour wherein he Stands bound in the
Court of Maryland at the Complaint and Suit and in the
behalf of him the Said Paul Simson to all which Wittness our
hands.

In Wittness of us Paul Simpson
Giles Brent. Richard Ware + his mark—Walter Peakes

Att a Court held at S^t Maries the 20th
Novemb^r 1652.

present { The Governor } M^r Thomas Hatton
 { Coll^o ffrancis Yardley } M^r Job Chandler

Upon the Complaint of Mary Jones against M^r Willm
Eltonhead and M^rs Eltonhead, her Master and Mistress touching
Some harsh usage by her the Said Mary pretended, By Con-
sent of both parties It is Ordered that the Said Mary Jones
return home with her Said Master and Mistress, who are not
to meddle with her their Said Servant, for Matter of Correction,
but to Sell or exchange her with all Convenient Speed that
may be, and that the Said Servant be ready and willing to
execute and fullfill her Said Master and Mistress lawfull Com-
mands, and that the Said M^r Eltonhead pay M^r Land 50^t of
Tobacco according to his and the Said Land's agreement for
her the S^d Servants dyet.

Att a Court held the 22th present as on the
20th

Capt Thomas Cornwallis pl^t } The p^{lt} Sues for twelve hundred
Mr John Pile Defd^t } pounds of Tobacco and Caske for
transporting of the Defd^{ts} Cattle from Accamack Anno 1643,
to which the Def^t pleads a discharge for this debt appearing
upon Record dated August the third 1647 from M^r Cuthbart
ffenwick the plant. then Attorney who being present now in
Court acknowledgeth the discharge but alleadgeth, he gave
that discharge or Acquittance to the Defd^t expecting to have
received the debt of Argall Yardley Esq who after the Said
M^r ffenwick had deliverd up to the Def^t his Bill given for this
debt, promised him the Said M^r ffenwick Satisfaction in goods
for the Said debt, when his the S^d M^r Yardley's dutch Ship
came in as he the Said M^r ffenwick now expressed in open
Court, but that he had never Yet reced any Satisfaccōn there-
fore, and the Court upon hearing what could be alleadged on
both Sides is of Opinion, that the Said acquittance given to the

Liber B. Defd^t ought to be a Sufficient discharge for him touching this debt against the p^{lt} and doth therefore allow of the Defd^{ts} Said plea in that particular, and doth Order that the p^{lts} Suit be dismissed with Court Charges and one hundred pounds of Tobacco to be paid by the p^{lt} to the Def^t in respect of his Charges and trouble therein Sustained but
 [at the Court 22^d Nov^r] the Def^t in open Court remitteth the Said hundred pounds of Tobacco for his Said trouble and Charges.

The Deposition of Ralph Harellton aged 21 years or thereabouts Sworn and exam^d this 12th of Novemb^r 1652 Saith

That Paul Simpson comeing to the house of my Master William Lewis at Port tobaccke about the beginning of November was twelve Months, he told my Master that he was bound up the River upon a hunting voyage, my S^d Master being bound then upon the like Occasion up the River, the S^d Simpson desired my Master in regard he could not Speak to the Indians nor understand them, that they might Joyn together and what meat was killed to be Shared equally between them whereupon my Said Master left his own boat at home and put his Gunns and powder and Shott with two barrells of Salt and a Tunn of Cask aboard of Simpson's Vessell, and went up with him himself and Carried the Deponent with him and goeing up the River We were informed that there were Apomattocks
 p. 341 Men a hunting at Pascattaway wither Wee were bound, and my Said Master having Comission carried us up there, where We took their goods which were three Tunns and a half of Cask almost a hogshead of Salt 2 Gunns a hhd of Meat, which goods my S^d Master put a board Simpson's boat, and wish't him to meet him at Gingawaticks, and that in his way he Should take in Some Meat of my Said Master's at Pascattaway being ten deer in quantity, the which meat was put a board by the Deponent and from thence the Said Simpson and the Depon^t came down to Gingawatick, where my Said Master met with us, and provided us a house and procured us Indians, And there Settled us, this being done the Said Simpson told my Said Master, that he might return home about his business and promised that at his return from hunting he would put into Portabacke where the meat which was killed Should be divided between him and my Said Master, and that M^r Copley Should have a Share out of his own Meat, Whereupon my Said Master left us having occasion to goe down to S^t Maries to ffetch up Cattle, and the Said Simpson desired my Master to bring him up Some powder from Master Copley upon my Master's departure he gave to the Deponent a Charge that I Should be diligent to doe whatsoever I was Commanded by the Said Simpson my Master having left us, Simpson Com-

Liber B.

Signe

Sworn in Open Court this 25th day November

day of November upon his Oath Saith

heard Thomas Simons demand 600^l of Tobacco of the afores^d William Bence, the Said Bence Made Answer that he could not pay him that year, then Said the Said Thomas Simons let W^m Cole pay me, and the Said Cole Answered, that if the Said Bence did not pay him that year he would pay him the ensueing year or words to this purpose, as near as this Depo-
nent can well remember and further Saith not:

Sworn in open Court

Int Willm Stephenson p^{lt} Walt Beane Def^t

18th March 1650 and further Saith not

Jurat 24 November 1652.

Liber B.

November the 14th 16

Received by me Walter Gest of Walter Pakes two hundred pounds of Tobacco for the use of Steeven Salman, and is for Service done him and his wife eight months and three dayes gathering Corne Wittness my hand

Walter W Gest
his Mark

p. 343 In the name of the Keepers of the liberties of England by authority of Parliament and according to the power Given by the Right Honble Caecilius Lord Baron of Baltemore Lord Proprietary of this Province of Maryland unto me Thomas Hatton Gent his Lordps Secretary herein that behalf, I doe hereby grant and Comitt unto you Margaret Hunt the Widow and relict of ffrancis Hunt late of the Isle of Kent within the Said Province deceased the Administracon of all the Rights debts goods and Chattells within the province heretofore of y^r S^d Late husband deced chargeing & requireing you the s^d Marg^t by Virtue of the Oath in th^t behalf th^t you Cause a true & perfect Invent^y of all the s^d Rights D^{ts} goods & Chattles Soe far as you may, to be made in the presence and by the discretion of two able persons to be approved of and Sworn by one of the Comissioners for the Said Isle of Kent County or by Cap^t Robert Vaughan whome I doe hereby authorise for that purpose with the Just value of the Said goods and Estate according to the appraisement of the Said persons as aforesaid, and that you exhibit the Same Inventory into the Secretary's Office for this Province by the first day of May next if you may, unless further time be given you by the Said Secretary, And that you pay all and only the Just debts of the Said Decedent according to Law as near as you may, And that you keep and make a true and perfect acc^t of this your Administracōn Soe far as you may when you Shall be thereunto required by the Governor and Counsell of this Province or other Judge thereunto lawfully authorised within this Province for the time being, Given at S^t Maries under the Great Seal of this Province of Maryland, the four and twentieth day of November in the year of our Lord one thousand Six hundred Fifty and two

p me Thomas Hatton Secr

In the name of the Keepers of the liberties of England p authority of Parliament, and according to the power by the Right Honble Caecilius Lord Baron of Baltemore Lord Proprietary of this Province of Maryland given unto me Thomas Hatton Gent his Said Lordps Secretary here in that behalf, I doe hereby grant and Comitt unto you Mary

Geathar the widow and relict of John Geather late of the County of Annarundel in the Said Province of Maryland deceased, the Administracōn of all the rights debts goods and Chattells within this province heretofore of y^r s^d late husband deced Chargeing & requireing you the s^d Mary by Virtue of y^r Oath in th^t behalf that you Cause a true & pfect Inven^y of all the s^d Rights Debts goods & Chattles Soe far as you may to be made in the presence and by the discretion of two able persons to be approved of and Sworn by the Commander or one of the Commissioners for the Said County of Annarundel with the Just value of the Said goods and Estate according to the appraisement of the Said persons as aforesaid, and that you exhibit the Same Inventory into the Secretary's Office for this Province by the first day of May next, if you may, unless further time be given you by the Said Secretary, and that you pay all and only the Just debts of the Said Decedent according to Law as near as you may, and that you keep and make a true and perfect Accompt of this Your Administracōn, Soe far as you may, when you Shall be thereunto required by the Governor and Councell of this Province or other Judge thereunto lawfully authorised within this Province for the time being, Given at S^t Maries Under the Great Seal of this Province of Maryland the four and twentieth day of November in the year of our Lord one thousand Six hundred fifty and two:

p me Thomas Hatton Secr

Edward Claxton maketh Oath that about March or April last was two Years, he this Depon^t being hired by M^r ffrancis Brooks to bring divers goods of his from Kent to S^t Maries in this Deponents boat, did accordingly bring down and Land at the ffort upon S^t George's River where John Dandey then lived amongst other things Cattle and household Stuff a bed bed cloaths a Chest Some Axes and hoes and a pott and Some other things, the particulars whereof this Depon^t cann^t now call to mind, which goods were carried up to the house where the Said Dandey then lived there, At which house this Depon^t lodged the next two nights after, and the Said goods remained in the Said house during that time to this Depon^{ts} best remembrance, And this Deponent doth not know whether the Said goods or any of them remained any longer in the Said house or that the Said Dandy did there detain them from the Said M^r Brookes or not, and further this Depon^t Saith not

Jurat 22^{do} Nov 1652 Tho: Hatton

Humphrey Atwize aged 29 years or thereabouts Sworn in open Court the 24th day of November 1652 Saith that M^r Brough a little before his last goeing to Sea from these parts

Liber B.
p. 345 took a hhd of Tobacco of William Stevenson's, adjudged by Walter Beane & the Said Brough as M^r Brough told him to weigh neat 330 M^r Brough desiring this Deponent to pay the Said Tobacco to Steevenson out of a bill of 1450^t or thereabouts which this Depon^t had before that time entred into to the Said M^r Brough which bill is now in the hands of Walter Beane as this Depon^t taketh it and further Saith not.

John Cage maketh Oath that he heard M^r Cuthbert ffenwick tell M^{rs} Hebden about three years Since as he taketh it that he had received from Cap^t Vaughan five hundred pounds of Tobacco and from William Whealey one hundred and twenty pounds upon her account or to that effect and further Saith not
Sworn in Court Tho: Hatton

These presence Wittnesseth that I ffrancis Brooks for to Save and defend John Dandy harmless from a debt that he is ingaged to Nathaniel Littleton Esq for me, have assigned him four bills one of M^r Phillip Coniers of Seven hundred one of Richard Houltts of four hundred and of ffrancis Lumbards and William Jones's of three hundred and forty and one bill more of Christopher Chambers of three hundred and Seventy with three head of Cattle one Cow being in the hands of William Edwyn and a heifer being of that Cow's former increase with a weanling of the Same Cow above mentioned, the bills amounting to eighteen hundred and ten pounds of Tobacco, the which bills if the above mencōned John Dandey accept not of for payment betwixt this and the last of October next ensueing the date hereof he may return to the Said Brookes or his assignes, and the Said Brookes to be lyable to the debt above mencōned

Wittness my hand this 3^d of August Anno 1649.

Testis Jn^o Wade Tho Medwell the Mark of
ffrancis ꝛ ꝛ Brooks

Major Bufkins Acco^t Debtor to Cap^t Mitchell

p. 346	3500	6 ^d Nails	126
	0600	double & Single tens	054
	0500	4 ^d Nails	012
	1000	Single tens	60
	0100	6 ^d Nails	004
	1000	4 ^d Nails	025
	1000	6 ^d Nails	0-3-6
	3	Stocklocks	054
	4	p ^r of Great Hinges	080
	4	p ^r of leather hinges	060
	6	latches	054
			565

300 double tens	36	Liber B.
300 Single tens	18	
300 Single tens	18	
200 of 6 ^d Nails	7	
2 p ^r of hinges	30	
2 Staples	7	
one Anchor of Sack	160	
	<hr/>	
	276	
br ^t from other pcell	565	
	<hr/>	
	841	

W^m Mitchell

24^{to} No: Cap^t Thomas Cornwallies his Mark for Cattle & hoggs for the future viz Crop^t on the left Ear, and Slitt on the right

Anno 1648 Mr Richard Husband Master of the Ship the hopefull adventure Decemb^r 26th 1648.

p 1677 ⁱ of ffresh beef at 2 ⁱ p ^h . is	3354
p 1 Goate	0140
p 2 bushlls of peas at 60 ^h }	0120
p bushell	
p 1 New bagg Cont ^a 3 y ^{ds} of Canvas	0030
	<hr/>
	3647


p Cont C ^r h Tob Cask	
p my bill given in for }	900
900 ^t Tob & Cask	
p a Maid Serv ^t bought	1400
	<hr/>
	2300

1347 rests to ball.

The Deposition of William Ofbaston aged about Six or Seven and twenty years being Sworn this 20th Nov^r 1652 Saith That about four years Since or Somewhat less, as he taketh it he heard Edward Hall Say that he had Sold to Henry Potter his heirs and assignes forever half the Plantacōn where the Said Hall and Potter now live, and that he heard the Said Hall and Potter now live, and that he heard the Said Hall and Potter both of them Say that they had divided or Shared the Clear ground of the Said Plantacōn betwixt them, and that the dwelling housing then upon the Said Plantacōn being about ten foot was allotted to the Said Potter only the Said Hall was for Some Short time after the Said bargain to have

Liber B. Some use of the Said housing, and afterwards to leave the free possession thereof to the Said Potter, and this deponent
 p. 347 further Saith that the Said Potter in pursuance of the Said Bargaine as he taketh it, fenced in part of the s^d Clear Ground, and th^t after the Said fence Soe made the Said Potter planted upon that part which he had Soe fenced in, and Hall upon the other pte, and that he hath heard the Said Hall confess that the S^d housing and part of the plantation Soe fenced in by the Said Potter as aforesaid did belong to the Said Potter, and this deponent further Saith that the peach Trees and other fruit Trees then Growing upon the Said Cleer Ground were upon the Said Potters Said Dividend all which or the Same in effect this deponent averreth upon his Oath to be true and further Saith not. Jurat 20 November 1652 Tho: Hatton

This Bill bindeth me Richard Bennit my heires Execut's Administrators or Assignes to pay or Cause to be paid unto Richard Banks his heires or Executors, Administrators or Assignes the full and Just Summe of three thousand Eight hundred pounds of Good Sound Merchantable leafe Tobacco and Caske to thousand of this Tobacco due for to be paid upon the tenth day of November in the yeare of our Lord 1653 and one thousand Eight hundred in the yeare of our Lord 1654 and in the true performance hereof I the Said Richard Bennit have hereunto put my hand alsoe I Richard Bennit doth here bind the plantation lying upon the North Side of Brettons Bay w^{ch} was formerly Called Jozyph Cadells and two Cowes Called by the Name of Cherry and pie and one heifer of two yeare old Called by the name of Nancey which plantation and Cattell I the Said Richard Bennit doth here bind over unto Rich^d Banks for his Security in Case that I the Said Bennit Should any wayes Miscarry or faile in the payment of the Said Tobacco and in the true performance hereof I the Said Richard Bennit have hereunto put my hand this present first of December in the year of our Lord God 1652

Teste	his mark
John Thimbleby	Richard  Bennit.
Henry x Midlap	
his mark.	

p. 358 At a Court held at S^t Maries the 24th day of November, 1652

Present { The Governour, Collonell Francis Yardley }
 { M^r Thomas Hatton, M^r Job Chandler }

Capt Cornwallis Esq plt	} The Complt Sueth to have Certaine Cattle and their Increase of the Estate of Thomas Hebden deceased to be delivered to him according to a Deed of Mort-
M ^{rs} Katheren Hebden widow by	
William Marshall her Attorney def ^t	

gage of the 26th of May 1643 whereby the Said Thomas Hebden assigned and made over to the plaintiffe Certaine Cattle therein Specified for his Security of payment Two thousand five hundred pounds of Tobacco and Caske at the time therein Men-
cōned which Tobacco the plantiffe had not yett received as he alledged to which the Said Defendants Attorney by his An-
swers not denying the Said Deed of Mortgage craved to be relieved against the Same in Equity, for that the defendant being the widdow and relict of the Said M^r Thomas Hebden had payd all or the most part of the Said Debt to M^r Cuthbert ffenwick the pltes Attorney by Tobacco due to her out of the Leavyes and other debts assigned over to him for Satisfaction of this debt, but the Said M^r ffenwick being present in Court, denied that So farr as he knew he had received any more Tobacco of the def^t towards Satisfaction of this debt then four hundred and two pounds of Tobacco out of the Said Levy: Whereupon the Said defend^{ts} Attorney craveth Some further time to make prooffe of the payment. It is therefore Ordered that the further hearing of this Cause be respited till Wednesday next, and then the Said defendants Attorney is to produce his prooffe. Liber B.
p. 359

Thomas Simons acknowledgeth Judgm^t in open Court upon a Bill of Nine hundred pounds of Tobacco and Caske Made to ffrancis Martine dated the 5th of May 1651

Mr William and Thomas Daines by
Henry Coursey theire Attorney plfes
John Nicholls defendant

The Complainant Sues for
Seventy pounds of Tobacco be-
ing the ballance of a Bill of three
hundred and twelve pounds of Tobacco and Caske, the de-
fend^t Answers that M^r Guythar received the Tobacco formerly
and it weighed two hundred Ninety and Eight pounds of To-
bacco neat, It appearing to the Court by a receipt which M^r
Wilkinson was Wittness to, that It weighed when the Compl^t
received it, no more than two hundred forty and and two
pounds of neat Tobacco It is ordered that the defend^t pay the
Seventy pounds of Tobacco Sued for to the Compl^t with
Caske and Cost of Suit, and the Bill to be deliver'd up to be
Cancelled.

At a Court held the 23 day of November 1652

Pr^{sent} { The Governour Collonell Francis Yardley Cap^t }
{ Jn^o Price M^r Thomas Hatton M^r Job Chandler }

M^r Thomas Marsh demandeth Sixteen hundred fifty and
Eight pounds of Tobacco and Caske p Bill Richard True
acknowledgeth a Judgment in open Court to the Said Master p. 360

Liber B. Marsh for Sixteen hundred pounds of Tobacco & Caske upon the Bill, and if it appeared upon pduceing the Bill that the debt is more he acknowledgeth the full debt upon the Bill

Execucōn made p 1600^t of Tobacco & Cask 29th Nov: Richard True by Peticōn craveth to be relieved in his Mortgage noe direct prooffe of the Said Trues Compliance in Warrs & Hunt Scape, the Court according to his Petition relieves him in order, finding the Cropp ingaged to him by a Mortgage made to the Said True from the Said Warr and Hunt

Memorand: that the above last foregoing Entry is Crosst out in the Orriginall Record Booke.—

Upon A Petition this day Exhibited unto this Court by Richard True thereby Setting forth that he haveing not Long Since Sold a Sloop and Some other Goods to Thomas Warr and Nathaniell Hunt who had ingaged themselves by Bill to him for the Same of 5000^t of Tobacco and Caske payable upon the tenth of this present month and for his better Security by their deed in writeing had made over their Crops to him the Said True as by the Said Bill and Deed upon Record appeared, Notwithstanding which upon pretence that the Said Petitioner was privy to the Said Warr and Hunts late departure out of this Province or otherwise, the Said Crop had been Since the Said Deed of Mortgage attached at the Suit of the Lord Proprietary and others, for debts claimed to be due from the Said Warr and Hunt, albeit the Petitioners Said Debt was not paid at the day appointed nor otherwise, and therefore prayed that he might have the Said Crop for Satisfaction of his Said Debt according to the Said Deed of Mortgage and that the Same might be discharged from the Said attachments this Court upon consideracōn thereof and for that noe prooffe was made to Satisfie the Court that the Said True was privy to the Said Warr and Hunts Said Departure out of this Province who were much indebted doth order that the Said Crop

p. 361 be discharged of the Said Attachments and to be disposed of by the Said True for Satisfaction of his Said Debt of five Thousand pounds of Tobacco and Caske, But upon the Motion of his Ldps Secretary M^r Thomas Hatton on the behalfe of M^r Edward Lloyd Commander of Annarundell County who was Surety for the Said True for the payment of Two thousand Seven hundred pounds of Tobacco & Caske to Nicholas Guyther and William Boreman for the Sloop afore Mentioned of them Bought by the Said True, which Sloop was Bound over to the Said M^r Lloyd to Save him harmless from the Said ingagement, as by a Deed upon Record appeares the Said M^r Hatton desireing that the Said debt of two Thousand

Seven hundred pounds of Tobacco might be paid in the first place out of the Said Cropp, for which the S^d Sloop was Sold to Warr and Hunt, that Soe the Said M^r Lloyd might be thereby disingaged : It is Ordered that before the Said Crop or any part thereof be otherwise disposed of by the Said True or any for him that he Shall Satisfie and pay the Said two thousand Seven hundred pounds of Tobacco and Caske to the Said Nicholas Guyther and William Boreman theire Executors Administrators or Assignes, and the Bill wherein M^r Lloyd Stands bound as aforesaid for the Same to be taken in and Delivered to the Said M^r Lloyd to be cancelled. Liber B.

And upon further motion of the Said M^r Hatton his Ldps Attorney on his Ldps behalfe desireing Satisfaction out of the Estate of Thomas Warr for Seven hundred Ninety five pounds of Tobacco and Caske due p Bill to Scipper Jacob Dirickson and assigned by him to his Ldps late receiver m^r Green towards Satisfaction of the Custome due to his Ldp and for which an Attachment had been laid upon the Said Warrs Estate as aforesaid : It is ordered that all the Estate of the Said Warr (except the Crop aforesaid) be levyable towards Satisfaction of the Said debt Soe far as it will Extend.

Upon Mocōn made unto this Court this present day by his Ldps Secretary m^r Thomas Hatton to be relieved upon an Attachment for 278^t of Tobacco and Cask due to him by Judgment for ffees and by Bill out of the Estate of Thomas Hamper lately departed this Province, Touching which m^r William Eltonhead Now moved the Court, declaring that he hired a Servant unto the Said Hamper for this year for Six hundred pounds of Tobacco and three barrells of Corne and Craveth that he may be Satisfied for his Said Servant out of the Said Hampers Estate. It is Therefore Ordered that the Said m^r Hatton Shall be Satisfied Seventy eight pounds of Tobacco and Caske part of his Said Demand being Due upon Judgment out of the Said Hampers Crop of Corne, in the first place, and that in the next place, m^r Eltonhead be Satisfied his S^d demand for his Servant, And if there remaine any over plus, that then the Said m^r Hatton be Satisfied his remaining debt of two hundred pounds of Tobacco & Caske due by Bill out of the Said Hampers Estate next after the Said m^r Eltonhead. p. 362

Thomas Simons plt } William Cole def ^t }	The Compt Sueth to be relieved against the defend ^t for Six hundred pounds of Tobacco due to him from William Bence which the defendant undertooke to pay as he alledged and produced the deposition of John Sturman for that purpose. To this the def ^t Answereth
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Liber B. that the p^lfe did not accept of him for paymaster, and desired respite till the next Court to make his proofes. It is Therefore Ordered that the further hearing hereof be respited till the next Court.

Upon the Motion of Colonell Francis Yardley for an Att^a against the Estate of Cap^t Richard Husbands Mariner upon an Accompt of 1347¹ of Tob: now produced with Damages and Court Charges. M^r Edward Packer Attorney for the Said Cap^t Husbands being now present in Court offered to Secure in his Custody Soe much of the Said Cap^t Husbands Estate as Should be Sufficient to be answerable to the order of Court upon hearing of this Cause the Next Court or when the Same Should be appointed to be heard. Which he is ordered to doe accordingly.

William Cole p^lfe } The defend^t Henry Potter informing the
Henr Potter & ux, defts } Court that his wife the other def^t was Sick
(whom the Matter Chiefly concerned) Craved reference till the next Court, which is ordered accordingly

p. 363 Thomas Bushell for his misbehaviour in Court being much in Drink is this day fined five hundred pounds of Tobacco and Caske to the Lord Proprietary.

1^o April 1653. Execuc ad Satisfaciend July 21^o 1653
this fine was by the Governour remitted Tho: Hatton

William Smith p^lt } Upon reading of Severall former orders
Capt W^m Mitchell def^t } made in this Cause. The Compt^s now Suit
being for Certaine Goods by him Shipped in England for this place upon the defend^{ts} account which were detained from him by the defend^t as he alledged. To which the def^t denyed that he ever had any Goods of the p^lfes. And the p^lfe being ready with his proofes the Matter in question was upon the defendants Motion referred to be tryed by a Jury And a Jury was accordingly impannelled for that purpose. But before any Charge Given to the Jury. Upon the defendants Motion (the p^lfe agreeing thereunto) the Court thought fitt and it is accordingly ordered that the further hearing of the Cause be respited till the next Court, and the def^t to have liberty by that time to Examine what Wittnesses he Shall thinke fitt (de bene Else) of whose depositions the Court will then either allow or disallow of as Shall be thought fitt. And the hearing to be then preremptory

John Sturman p^lfe } The defendant not appearing being arrested
Henry Bishop def^t } upon the Compt^s Motion. It is ordered that
in case the defendant Shall not by himself or his Attorney

appeare and Answer to the p^lses Suit according to the writt, Liber B.
the next Court, the Sheriffe Shall be then responsible to the
p^lses demand.

Paul Simpson p^lfe }
Walter Pakes def^t }
et e Contra }
Walter Pakes produceing to this Court an
agreem^t in writeing betwixt Paul Simpson and
himself whereby they had released each to
other all Accōns &c And the Said Simpson had released to the
Said Packes a Bond by him Given of Peace and Good behaviour
the Said release and Bond being both upon Record the Said
Packes moved that the Said Bond for the peace might be
Vacated according to the Said Agrem^t and release which is
ordered accordingly—

Capt John West and— }
Capt Robert Abell by }
m^r Thomas Gerrard }
their Attorney p^ltes David }
Odoughorthy def^t }
Upon the Mocōn of m^r Thomas Hat- p. 364
ton his Ldps Secretary on the behalfe of
M^r Gerrard the p^ltes Attorney, and
upon the reading of a former order
made in this Cause the 20th of January last It is Ordered that
if the def^t Shall not by himself or his Attorney appeare and
Answer the p^lses Suit (according to the writt) the Next Court,
the Sheriffe Shall then be responsible to the p^lses demand in
this behalfe as the Court Shall then upon the hearing think fitt.

Edward Scurfield by Willm }
Edwin his Attorney p^lfe }
Nicholas Cawseene defendt }
The hearing of this Cause is by con-
sent of both parties respited till the
next Court upon the defendants wives
Mocōn

Upon the motion of Benjamin Gill touching three hundred
pounds of Tobacco and Caske attached in Walter Packes his
hands of Thomas Thornboroughes for the Rent of M^r Neales
Plantation due from Thorneboroughe. It is Ordered that the
Said Pakes make paym^t of the Said Tobacco towards discharge
of Soe much of his Ldps Rent as the Same was attached for,
And that he be in that respect discharged against the Said
Thorneboroughe and Gabriell Odgers his Attorney by this
order

At a Court held at S^t Maries }
24^o Novembris 1652 } Present { The Gov^r Col ffanc. Yardley
Cap^t Jn^o Price m^r Tho:
Hatton m^r Job Chandler

William Whittle and Walter Pakes were this day Sworne
before his Ldps Secretary to make a Just and true Valuation
to the best of their Skill of the plantacōn at Newtowne late of
Joseph Cadle deceased

Liber B. Lt William Lewis plte } Upon a Petition this day Exhibited by
 Paul Simpson defendt } the plte and upon reading of a former
 order made in this Cause 22^{do} Junij last and another of the
 21th of January last. It is Ordered notwithstanding the Said
 ord^a of the 22th of June last) That the Sheriffe be at Liberty to
 proceed upon the Execucon in that Order mentioned, and
 what he Shall Execute thereupon to detaine in his Custody till
 p. 365 the Next Court at which time both Parties are to appeare per-
 sonally, And then the Court will proceed to give the plte Such
 reliefe touching the premisses as Shall be fitt.

William Stevenson plte } The Compt by his Petition Sueth to
 Walter Beane Adm^r of } be relieved for 330^l pounds of Tob: and
 m^r Willm Brough deced def } Cask due to him out of the Estate of
 William Brough deceased, and for a Cowe alledged to be
 given him by the decedent p Will before his last departure for
 Holland, To which the def^t as Attorney of William Scott and
 Sarah his wife the late widdow of the decedents, denyed the
 Said debt of 330^l Tobacco, and as touching the Cowe Claimed
 by the plfe he pleaded a Subsequent Will. But the Court upon
 two Severall deposicōns of Humfry Atwicks upon Record,
 made in this Cause is of opinion that the plantiffe ought to be
 Satisfied the Said three hundred and thirty pounds of Tobacco
 and Caske And doth order it accordingly And as touching the
 Cowe now Claimed upon the defend^{ts} mocōn, the further
 hearing is respited till the Court in March next, by which time
 the defendant is to bring in his Accompt of the Said Estate
 according to his ingagem^t upon Record, and the Court will
 then proceed to give the plantiffe reliefe touching the Cowe
 Now Claimed if there be Cause.

And in Respect it appeares upon Record, that the defendant
 stands ingaged to be responsible for the decedents Estate, and
 that the Same is Sold unto him by the Said Scott and his wife,
 who never yet tooke any Administration thereof. It is further
 ordered that the defendant Beane is to take forth Lres of
 Administracōn cum Testam anne & of the decedent Broughes
 Estate with Such Security to be given as his Ldps Secretary
 (who hath the power of Granting the Same) Shall think fitt.
 And that the Said Estate be praised and an Inventory thereof
 taken as the Said Secretary Shall direct.

Memorand: that in the Margin of the Orriginall
 Record Booke opposite to the forgoing Entry was thus
 written viz^t—

p. 366 24^o Novemb 1652. An Administration was Granted ac-
 cording to this order to Walter Beane of Broughes Estate cum
 Testam Ann & the Invent to be Exhibited by 25^o Martij and
 Accompt to be given in the usuall form. p me

Tho: Hatton Sec

L^t Richard Banks and Walter Pakes were this day made Liber B.
Choice of and Sworne by the Secretary to make a Just & true
Valuation of the Estate of M^r Wilm Brough deceased to the
best of their Skill.

An Administracōn is this 24th of No: 1652 Granted Walter
Beane cum Testam anne & of the Estate above Mencōned to
Exhibit Inventory p 25 March next &c.—

Memorand: that the above last foregoing Entry is
Crosst out in the Orriginall Record Booke

John Ashcombe plte } Upon mocōn made to this Court on the
Ismael Wright def^t } behalfe of the def^t (the plfe not disagreeing
therein) It is Ordered that the hearing of this Cause be respited
till the next Court after the Surveyers returne from Ann-
arundell.—

Francis Vandan plfe } The Complt by his Peticōn Sueth to be
William Boreman def^t } relieved for two Cowes with Calfe
et ecom } or Calves by their Sides the Said Cowes
and Calves to have been delivered in may last was twelve
months and for a heifer to have been delivered in May last,
together with their increase and Damages, The defend^t to this
not denying the plaintiffes demand of the Cattle, desires to dis-
count twelve hundred pounds of Tobacco and Caske at p Bill.
To this the plant alledgeth he assigned over Bills to the def^t for
Satisfaction of the twelve hundred pounds of Tobacco and
Caske two yeares Since, but the plt wanting Some prooffe
touching the Tobacco both Causes are by consent respited till
the next Court, and both partys to attend then peremptorily,
and that the Court will then proceed to give Such Judgm^t in
in both or either of the Said Causes as Shall be fitt, and both
parties are bound to take Notice of this order for that purpose
without further Warrant or Summons.

Upon motion made unto this Court by Zephania Smith
Touching Seaven Soves of three quarters of a Yeare old,
which he had formerly bought of Thomas Hamper late of this p. 367
Province as p a bill of Sale in Anno 1652, being Cropt on the
right Eare, and on the left Eare under and overkeel'd, and
craveth that he may take the Said Soves into his possession
for his own use and behoofe, m^r W^m Eltonhead moveth the
Court in the Same Cause alledging that the Said Hogs were
Sold p by the Said Hamper to m^r Richard Hodgkins, and that
he bought them of the Said Hodgkins, And having not his
prooffe, craveth liberty till the next Court to make his title by
Hodgkins Sale Good, It is ordered accordingly and that the
Said m^r Eltonhead make his right appeare by the next Court

Liber B. Cap^t Thomas Cornwallies plt }
 William Smote defendant } Upon the reading and perusall of an
 order of the Seventh December 1648
 and of another order 2^{do} Junij 1649, and of another order of
 the 15th Novemb: 1649 and alsoe another order of the 25th ffeb:
 1649 all made in this Cause, as likewise Severall Dep^o taken
 in this Cause upon Record. The Complt Suit being for a
 Cowe and her increase in the Said Severall order and Deposi-
 tions mentioned being in the Defendants possession, which
 the plt Claimed as belonging to him, w^{ch} the def^t denying,
 and the Complt being willing to have the tryall by way of
 Jury, the Court approveing thereof, Gave order to the Sheriffe
 for the Impannelling of twelve able Jurors for this purpose
 which accordingly he did their Names being as followeth viz^t
 m^r Thomas Mathews foreman, Lieu^t Richard Banks, Serg^t
 Mark Phepo, m^r Jn^o Manfeeld, m^r Walter Peakes, m^r Walter
 Beane, m^r Charles Manyard, m^r Robert Cedger, m^r John
 Nicholas m^r ffrancis Poesey, m^r John Medley, M^r George Mee
 To which Jurors nor any of them neither of the parties in this
 Cause tooke any Exceptions, Whereupon their Charge was
 Given them in open Court as followeth viz^t you Shall Sweare
 to Give in a Just and true Verdict to the best of your Skill
 and understanding upon the Evidences and proofes to be pro-
 duced unto you on either party in A Cause depending between
 Cap^t Thomas Cornwallies Esq plt^e and William Smoote de-
 fend^t whether the Cowe and her increase in question now in
 the def^{ts} possession doth in right and Justice belong to the
 Complt Cap^t Cornwallies or to the defendant Smoote.

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After which Charge Soe Given to Every of the Said Jurors
 upon their Oath in the usuall Manner, they the Said Jurors
 withdrew themselves, And after Some time Spent upon this
 Tryall, they brought in their Joint Verdict, to which being Sev-
 erally called by their Names in open Court they all in express
 words agreed, being in these words following viz^t We find the
 Cowe to be the defend^t Smoots with her increase, It is there-
 fore by this Court Ordered and adjudged according to the
 Said Verdict That the def^t William Smoote his Executors Ad-
 minist^rs and assignes Shall from henceforth forever quietly and
 peaceably, have, hold, possess and Enjoy the Said Cowe
 together with her increase, and that the S^d Complts Suit touch-
 ing the Same be forever hereafter Clearly and absolutely dis-
 missed out of this Court and he the Said Complt is to pay all
 Court Charges in this Cause.

William Hardwich pl^{fe} }
 William Empson def^t }

The defendant acknowledgeth a Judg-
 ment in open Court to the plantiffe of
 three hundred fifty and two pounds of Tobacco and Cake

2 dec 1653. Execut inde versus person ad Satisfaciend

John Dandy plant
Mr William Newgent } The plantiffe Complaineth to the Court Liber B.
Defendant } agst the defendant upon a Bill of four hundred pounds of Tobacco and Caske the defendant not Appearing, It is ordered that in case the defendant (being arrested) Shall not Some time this Court or the next by himselfe or his Attorney appeare and answer the plan^t Suit according to the writt the Sherriffe Shall be then responsible for the debt as the Court Shall adjudge

Capt Thomas Cornwallis Esq plte } According to the direction of a
Mrs Kathorne Hebden by Willm } former order of this Court of the
Marshall her Attorney def^t } 22th of this Month made in this Cause the def^{ts} Attorney produced the Testimony of John Cage who deposed in open Court that he had heard m^r Cuthbert p. 369 ffenwick confesse that he had received from Cap^t Robert Vaughan five hundred pound of Tobacco, and one hundred and twenty from William Wheatley upon the def^{ts} accompt and it Appeared by a receipt under m^r ffenwicks hand that he had received of Richard Willane two hundred Sixty four pounds of Tobacco, and of the Sheriffe out of the Levy, four hundred and two pounds of Tobacco as before, being in the whole twelve hundred eighty Six pounds of Tobacco and Caske, which being deducted out of the Principall debt of two thousand five hundred pounds of Tobacco, there appeares to remaine due to the Complainant twelve hundred and fourteen pounds of Tobacco and Caske. It is Therefore Ordered that the defendant Shall forthwith pay to the Said Compl^t the Said Twelve hundred & fourteen pounds of Tobacco and Cask, and in Case the Said Defend^t Shall hereafter make appeare to the Court that m^r ffenwick the plantiffes Said Attorney hath reced any more Tobaccos or other Satisfaction towards the payment of this Debt than is before Expressed, the Said m^r ffenwick Shall be Answerable for the Same to the defend^t

Memorand: that in the Margin of the Orriginall Record Booke opposite to the foregoeing Entry was thus written viz^t

Thomas Cornwallis Esq acknowledgeth Satisfaction in open Court the 2^d day of March 1653 upon this Judgment
Wittness his hand Tho: Cornwalleys

At a Court held at S^t Maries the 25th }
day November 1652 } Present { The Govern^r Colonell
ffrancis Yardley Cap^t
John Price m^r Tho
Hatton m^r Job Chandler

Upon the Complaint of Robert Kedger by Cap^t Willm Mitchell his Attorney, Shewing that Whereas there was

Liber B. Granted to the Complt: an Execucōn upon an order for Two hundred pounds of Tobacco and Cask: against the Estate of m^r Thomas Gerrard in the time of m^r Lands being Sheriffe, the
 p. 370 Complt. having received no Satisfaction Craveth reliefe against the Said Sheriffe m^r Land in Answer declareth that he Executed Soe much as the debt Same to, in the hands of m^r William Bretton, m^r Gerrards then Attorney and that the Said Tobacco Soe Executed remaineth in the Said Attorneys hands, It is ordered that m^r Land pay the Said Tobacco unto the Complt and to take the Tobacco Soe Executed to his owne use

Charles Maynard plt	}	The Complainant craveth to have reliefe for Eight hundred Seventy five pounds of Tobacco and Caske out of the Estate of Joseph Cadell deceased due to him for two Shares of the Crop for his man and himself according to the decedents Agreement before his death, and the defend ^t acknowledging the Said Agreem ^t It is ordered that the Complt have Eight hundred Seventy five pounds of Tobacco and Caske out of the Said decedents Estate.
Lieut Richard Banks		
Administr to Joseph		
Cadell deceased deft		

Jo: Maunsell plt	}	Upon the Deposition of Charles Maynard It is ordered that the plt be paid Eight hundred Seventy five pounds of Tob: and Caske out of the Estate of the decedent Joseph Cadell being due by Bill and Accompt
Rich: Banks Adm &c deft		

William Whittle acknowledgeth a Judgm^t in open Court to his Ldps Secretary m^r Thomas Hatton of Six hundred pounds of Tobacco and Caske upon the Accompt of Cap^t Robert Vaughan as due to him from John Salter and assigned by the Said Vaughan to the Said m^r Hatton in part of Satisfaction of certain Tobaccos by him oweing to the Said m^r Hatton.

Upon the Motion of Cap^t William Mitchell declaring that Whereas a Judgment had been Granted him for Certaine Tobaccos and Corne due to him out of the Estate of George Manners deceased, and understanding that all or most of the Said Estate in goods was already runn out towards Satisfaction of former Judgments he desired that he might have Some of the debts due to the Said Estate by Specialty to the Value of his Judgment, assigned to him which he would accept of in Satisfaction of the Same, but other of the Creditors, haveing
 p. 371 presedent Judgments Moved that they might be first Satisfied. It is therefore ordered that as well the Administrator as alsoe all the Creditors to the Said Estate appeare the Next Court,

where Such Course will be taken as well for the Satisfaction of the Creditors, as likewise in answer to the Motion Made by Edward Hall, husband to the Said Administratrix of being discharged from any further Medling wth the Administracōn as being illiterate and unfitt for the Employment being of Some difficulty) as may with Safety and Conuenience

Mr ffancis Brooks plt } Upon reading of a former order made
John Dandy defendant } in in this Cause the 22th June last, The
Complt Suit appearing to be for a Cowe a heifer and a weanling with their increase in the defendants possession, and made over to him by the plant in August 1649 for his Security from a debt of three thousand pounds of Tob: and Caske for which he stood ingaged for the plantiffe to Colonell Littlelton, which debt the plantiffe alledgeth he hath Since paid by Bill delivered to the defendant, and by one Thousand pounds of Tobacco and Caske paid to Col Littleton by the now Governour, thereupon the plantiffes Accompt, but the defendant in Answer Sayeth that he hath paid the debt to Colonell Littleton and in respect thereof claimeth the Cattle as due to him upon the Mortgage, It is Therefore ordered that the further hearing of this Cause be respited till the Next Court and by that time the plt (if he can) is to procure a discharge from Coll Littleton, or Some Note to Satisfie the Court what Tobaccos he hath received either of the plantiffe or defendant in Satisfaction of this debt or other direct prooffe of payment, and then the Court will proceed to give the Complt Such reliefe herein as Shall be fitt, for which purpose both parties are then to attend Peremptorily.

Mr ffancis Brooks plt } The Complt having in October last taken
Monjoy Evelin defendt } forth an Attachment against the defendants
Estate for Seven hundred pounds of Tobacco and Caske returnable this Court, prayeth that the Same may be reinforced till the next Court and all proceedings thereupon which is ordered accordingly.

William Empson confesseth a Judgm^t in Court for three hund^d and Sixty pounds Tobacco and Caske due to m^r Phillip Land and Henry ffox
the mark of
William M Empson

Upon the Motion of Thomas Cornwalleis Esq William Eltonhead, m^r Cuthbert ffenwick and Some other Inhabitants of this Province, Shewing what great Inconvenience the Inhabitants Sustained by divers herds of wild Cattle, and desireing that the Court would appoint that the Same might be gottin

Liber B. and killed, or otherwise Secured from anoyance, and his Ldps Attorney on his Ldps behalfe claimed Some right in the Said Cattle, and others disagreeing in the ways propounded of Shareing the Same the Court conceiveth that a busieness of Such Generall concernment and wherein his Ldp as the Attorney Generall now alledged was interrested, was more proper to be determined by An Assembly then by order of Court. It is thereupon ordered that the determination hereof be referred to the next Assembly.

Phillip Hide plt	}	The Complainant nor any for him appearing at this Court to prosecute, the defendt haveing appeared upon Summons and attended to Answer this being the last day of the Court which being now upon rising It is ordered that the S ^d Compls Suit be dismissed for want of prosecution with one hundred pounds of Tobacco to be paid by him to the defendt for his Charge and trouble herein Sustained
mr William Eltonhead deft		
This dismission		
Stands Good.		
Tho: Hatton		

The Court riseing the Governour appointed the next Provinciall Court to be held at S^t Maries the 20th day of January next

Mem that the two last forgoeing Entrys are Crosst out in the ororiginall Record Booke.

p. 373	}	Capt Willm Mitchell plte, Major	The plantiffe Sues for an Extent of the house and plantacōn call S ^t Thomas where he now dwelleth, for Satisfaction of a Servant Conditioned to be paid by the defendant to the plantiffe the last yeare, and Eight hundred forty & one pound of Tobacco Claimed by Accompt, for Naitles and other Necessaries used about the Said House, the defendants Atto ^y makeing no objection as touching the Said Servant or Accompt, w ^{ch} Accompt was now also Justified by the Oath of Richard Hodgkins, It is ordered that the Compl ^t his Execut ^{rs} and assignes Shall have the said house & plantation on Extent till the Said Servant and Tobacco be paid to the Said Complainant having by his oath now taken denyed Ever to have received any Satisfaction either for the Said Servant or upon the Said Accompt.
		Leavin Buskin by mr Cuthbart ffenwick his Attorney defendt	

The Court rising the Governour appointed the next Provinciall Court to be held at S^t Maries the 20th day of January next,

This Bill bindeth me ffrancis Vanenden of S^t Maries hundred within the Province of Maryland planter doe bind myself my heires Executors Administrators and assignes firmly by these presence to pay or cause to be paid unto William Boreman of the Same province his heires or Assignes the Just and full Summe of twelve hundred pounds of good and Merchantable Leafe Tobacco with Cask to be paid at or upon the tenth day of November next Ensueing the date hereof Wittness my hand this 24th of Sept 1650.

Teste John Metcalfe &
ffriendship Tounge

ffrancis Vanenden

Liber B.
P. 376

Know all men by these presents that we William Boreman and ffrancis Vanenden doe Mutually bind our Selves our heirs Executors and Administrators each to other in the Summe of two thousand pounds of Merchantable Tobacco in Leafe and Caske to Stand to the award of Cap^t W^m Mitchell and m^r ffrancis Brooks for the finall End of all differences between us, The Said Summe of Tobacco to be paid by him that Shall not perform Such award if made to the person that shall performe the Said award, In Wittness whereof the Said William Boreman and ffrancis Vanenden have Sett their hands this 21th January 1652.

Teste Richard Hotchkins
Walter Hall

ffrancis Vanenden
Willm Boreman

To all people to whom this present writing Shall Come I Richard Ingle of Wapping in the County of Middlesex mariner, for divers good and Valuable Causes and considerations me hereunto moveing have assigned transferred and Sett over and by these presents doe assigne transferr and Sett over unto Thomas Cornwallis Gent all and every the Severall debts, bills, Specialties and things particularly mentioned and Expressed in the Schedule or Invoice hereunto annexed, To have, hold and enjoy the Same to the onely use of the Said Thomas Cornwallies his Executors or Assignes, and to the intent the Said Thomas Cornwallies and his assignes may be the better Enabled to recover and receive to his and their own uses the Said debts Goods and Commodities in the Said Invoice mentioned, I doe hereby assigne transferr and Sett over unto the Said Thomas Cornwallies all my right and Title thereunto, and doe make him my Attorney and Substitute to ask, demand, and receive the Same, Giving and by these presents Granting unto my Said Attorney my full power and Lawfull authority touching the premisses, for me and in my name and Steed to Sue, Implead, prosecute pursue Seize, Sequester, arrest, attach, im-

p. 377

Liber B. prison, and to Condemne and out of prison to deliver, and to Compound agree release acquitt and discharge and one Attorney or more under him to Substitute, and at his pleasure to revoke and further to doe, perform, Execute, end, and Determine all and every Such further act and acts, thing & things whatsoever as Shall be needfull or Expedient to be done or performed in or about the premisses or any part thereof as amply in every respect as I my Self might or could doe the Same if I were thereat from time to time present and did the Same personally and whatsoever my Said Attorney or any his
 p. 378 Substitutes Shall Lawfully doe or procure to be done in or about the premisses or any part thereof to the use aforesaid, I doe and will ratifie confirme and allowe the Same for good and Effectuall in Law, at all times hereafter by these presents, In Wittness whereof I have hereunto put my hand and Seale Dated the Eight day of Sept 1647 and in the three and twentieth yeare of the Reigne of our Sovereign Lord King Charles
 Richard Ingle

Signed Sealed and delivered

in the presence of

ffran: Manestry

Will^m Eltonhead

Notorus Publicus

John Browne his—

25th No: 1646

Inventory of the Papers received of Cap^t Ingle for Goods and debts in Virginia and Maryland

1 A Receipt of Nathaniell Popes bearing date the 24th March 1644 for Certaine Goods marked E & R: G wth Some other things left with him p Cap^t Ingle.

2 A Bill from m^r Gerrard for 4^l and $\frac{1}{2}$ of Beaver and Eight hundred Sixty and four pounds of Tobacco bearing date the 15th of ffebruary 1643

3 A note of Barnaby Jackson for half his Stock of hogs bearing date the 14th of march 1644.

4 Thomas Baldrige his Bill bearing date the 5th April for 500^l of Tobacco & Caske

5 & 6 A Bill and note of John Sturmans the one dated the 10th of April 1645 for Satisfaction of tenn pounds of powder the other dated the 4th of April 1645 for 900^l of Tob^o & Caske

7 A Copie of a Judgment against Thomas Bradnox for 900^l of Tobacco and Cask dated the 18th of march 1642

8 An acknowledgm^t of Cap^t William Stone dated the 10th of Aprill 1645 for the receipt of a Bill of Argall Yardley's Esq for 9860^l of Tobacco and Caske, and another of m^r Willm Andrews for 14 hhds of Tobacco.

9 A Bill of Cap^t William Ropers dated the 3 of April 1644 for 300^l of Role Tobacco

10 John Hinmans Bill dated the 8th of february 1644 for Liber B. 1421^l of Tobacco & Caske.

11 A Bill from John Hollowes & John Wavell dated the 24th march 1644 for 700^l of Tobacco and Caske—

12. Doctor Waldrons Note for 20^s dated the 13th Aprill p. 379 1642

13 An Accompt of m^{rs} Wheatley's of Accomack for 3000 weight of Tobacco with an Invoyce of Goods, a bill of m^r William Brainthwaites dated the tenth of february 1640 for 1400^l weight of Tobacco and Caske.

14 & 15 A Receipt of Cap^t Stones for Goods reced of m^{rs} Wheatleys, as alsoe another of Cap^t Stones for other Goods received of Cap^t Ingle.

16 A Receipt of Cap^t William Ropers for divers Accompts due at Ackomack amounting to the quantity of 4563^h of Tobacco and Caske, which is Since in the hands of Cap^t William Stone

Michael Baisey having married the widdow of Anthony Rawlings deceased out of his owne free will and affection unto John Rawlings Eldest Son of the Said Anthony and towards the raising of a stock for him doth hereby Give & deliver unto and to the use of the Said John Rawlings one Cowe Calf about four months old already marked with his the Said John Rawlings Marke viz. Cropt on the left Eare and a hole in the Crop and two Slitts in the right Eare. Wittness his hand this 28th day of January 1652.

Testor Tho: Hatton

Michael W Baisey
his mark

January 7th 1652. According to an Order of the 22th of April last an Administracōn is this day Granted to Henry Coxe (in the behalf of the Children of Robert Ward deceased (whose widdow the Said Cox married being also deceased) of all the rights, debts, Goods, and Chattels late of the Said Robert Ward upon his oath taken to Exhibit an Inventory by the 25th of march next if &c And that according to the Said order he Improve the Said Estate as much as in him lieth, for the Good and behoofe of the Said Children That he pay the debts &c and make a true Accompt &c in the usuall forme

This Indenture made the first day of November in in the Yeare of our Lord God one Thousand Six hundred forty and three between Thomas Gerrard of S^t Clements in the Province of Maryland Gent of the one party, and Cornelius Canedy of the Same Province Brickmaker of the other party, Wittnesseth p. 380 That the Said Cornelius Canedy Shall well and truely Serve the Said Thomas Gerrard Gent his heires Administrators or

Liber B. Assignes for and during the Terme of three years from the day of the date hereof in Brickmakeing or other Such Service or Employ^t as he the Said Thomas Gerrard Gent his heirs or Assignes, Shall Seem best to imploy him in, In Consideration whereof the Said Thomas Gerrard Gent. Is to find him with meate drink Sufficient Apparell and Lodging with other Necessaries during the Said Terme, and at the end of the Said Term, if the Said Cornelius be living, the Said Thomas Gerrard Gent is to give him or his Assignes in ffreehold for ever two hundred Acres of Land (paying therefore Yearly at the usuall time and place two Barrells of Good Corne, with a Sufficient house upon the Same of Twenty five foot Long and Sixteen foot wide, Two Cowes or heifers with Calfe, two Sowes with pigg, two Goates with Kid, five Barrells of Corne, a bed fill'd with feathers or flocks a Pillow and one Rugg, two dishes one pott and Six Spoons. In Wittness Whereof the Said Thomas Gerrard Gent, hath hereunto put his hand & Seale the day and yeare &c:

Thomas Gerrard

Sealed Signed and Delivered
in the presence of.—

William Bretton Clk

John S Shurtcliffe

To all to whom these presents Shall come Whereas Thomas Gerrard of the Province of Maryland, hath late had in possession one Servant named Cornelius Canedy which Said Servant hath lately Runn away from his Said master Thomas Gerrard from the Said Province of Maryland as by a writt directed from the Right Worshipfull the Governour of Virginia more at Large appeareth. Now Know Ye that the Said Thomas Gerrard for a Valuable Consideracōn in hand received, doe by these presence Sell Bargaine and make over unto Morrene Delammonda of Virg^a Chirurgion or to his Executors or Assignes all my Right, Interest and Title in the Said Servant for the full Terme of yeares belonging unto me by Indenture Beginning at the 13th day of ffebruary last past, and after untill the first day of November next come two yeares fully to be Compleat and ended, and I doe further bind my Self my Executors or Assignes to Warrant; and ensure the Said Servant unto the Said Morren delamondays within the Colony of Virg^a and further to Warrant and Secure the Said Servant for the full Terme of one yeare and one day after the date of these presents, and for the further Security of hin the Said Morren delamondays, I the Said Thomas Gerrard doe bind my Self my heirs or Assignes, In case the Said Servant happen to decease within the Terme of one yeare and a day, after the

date hereof to pay unto the Said Morren delamonday his Liber B.
heires Executors of Assignes the full quantity and Summe of
twelve pound Sterling to be paid in Goods according to the
rates and Valuacōn of this Colony, and I doe further bind my
Self or my Assignes to Cleare the Said Morrene or his As-
signes from all payments due unto the Said Servant by Inden-
ture, at the expiration of the Said time, for the true perform-
ance of all and Singular these Covenants the Said Thomas
Gerrard doth bind himselfe his heires Executors or Assignes
firmly by these presents, In Wittness Whereof hath hereunto
Sett his hand this 28th ffebruary 1643

Signed and Delivered in
the presence of us—

Thomas Gerrard

James ffrancis

Caersyen Cuersyaente

The Deposition of Susan Warren Sworn &
Examined the 19th January 1652 Sayth

That when m^{rs} Ann Boulton now the wife of M^r ffrancis
Brookes dwelling with Cap^t William Mitchell at the house
called S^t Thomases She this depon^t was then and there present
when the Said m^{rs} Boulton Delivered to the Said Cap^t Will^m p. 382
Mitchell a piece of Scarlett of which afterwards there was made
a Cap for the Said Cap^t Mitchell and Some there was to Spare,
As alsoe a piece of flanders lace as much as laced a Cap for
the Said Cap^t Mitchell, as alsoe a piece of Holland as much as
made a Couple of Caps for him, and also about Six Yards of
4^d broad Ribbon as this depon^t taketh it, And Likewise a
Scolop for a Cap, for all which particulars the Said Cap^t
Mitchell in this deponents hearing promised to give the Said
m^{rs} Boulton Satisfaction, And further this Depon^t Saith that
the Said Cap^t Mitchell in this dep^{ts} presence at the house afore-
said tooke from the Said m^{rs} Boulton the keys of two Trunks
which She the Said m^{rs} Boulton claimed to be hers, which Trunks
and keys the Said Cap^t Mitchell from that time detained from
the Said m^{rs} Boulton, till he had Sold her of to her now hus-
band as this deponent taketh it. And further Sayth not

Jurat die & Anno Sup: dict Tho: Hatton

The Deposition of ffrancis Vanenden Sworne and
Examined the 25th January 1652 Sayth

That about 3 years Since ffrancis Brooks gave way to him
this deponent to take up a Cow of his (as he Said) going then
in or about the ffields at S^t Maries; And to take the milk of
her for this deponents own use. and Some time afterwards, he
the Said Brooks gave this deponent direction to deliver the
Said Cow to John Dandy. And further this Deponent Sayth,

Liber B. that the Said ffrancis Brooks in the time of his Sickness about the time aforesaid willed this depon^t to tell John Dandy that he the Said Brooks desired that he might Come to the Said Dandys house and abide there for his better accomodation during his Sickness, or to that Effect And that he this dep^t did afterwards acquaint the Said Dandy with his the Said Brooks desire afores^d And further Saith not

Jurat die & Anno Sup^a dict Coram me. Tho: Hatton

p. 383 This present writeing Wittnesseth that We Edward Hall and Rebecca his wife the Administratrix of the Estate late of George Mannors deceased her former Husband, doe hereby make and appoint M^r Henry Coursey our Attorney to Commence prosecute and defend, all Causes that are or Shall be depending in Court within this Province, and to all other intents and purposes touching the Said decedents Estate: as fully in Every respect as we our Selves or either of us might can or may do. Wittness our hands this 25th day of January 1652.

Attestate p me
Tho: Hatton Secr

the mark of
Edward × Hall
Rebecca × Hall

William Edde maketh oath that about the Middle of October last being requested by m^r Geo: Mee for that purpose he willed one Richard Gaines Servant to John Cornelius to tell his Master that the Said M^r Mee did expect him the Said Gaines to be returned to him againe for that the Servant which the Said Mee had from Cornelius in Exchange for him was not an able Servant according to the bargaine or to that Effect.

Sworne in open Court 22 January 1652

The Deposition of Garrat Bary Sworne this 22th January 1652 Sayth

That about Six Months Since Comeing down in a boate with John Roads now Servant to m^r George Mee the Said Reads Sitting as this depon^t doth think as if he had been Sick, he this Deponent Sayth he asked the Said Roads how he did and whether he was Sick, the Said Roads answered that he was not well Saying further that he had, had a fever and Ague ever Since they had been out of the first weeds or to that Effect, and further Sayth not.

Jurat die Anno Sup^a in open Court

Tho: Gregory maketh oath 22th January 1652 Sayeth That John Cornelius was to deliver to m^r Geo Mee by agreem^t be-

twixt them as able a man as he the Said Mee delivered John Cornelius, and that this deponent was imployed in bringing m^r Mee's Man to the Said Cornelius, and to bring Cornelius man to the Said Mee, and Comeing along with the Said man of Cornelius the Said man Said that he was Sorry that m^r Mee had Exchanged for him, not knowing him, for he was no Sound man, this Depon^t asked him why he did not tell him Soe before he came from home, Saying if he had he would not have brought him, And further Sayth not. Liber B.
p. 384

Jurat Coram me Tho: Hatton

Thomas Methin aged 45 years maketh oath in open Court the 21th January 1652 Sayeth that he this Depon^t could not See any disability in John Roads by his labour and that for ought he knoweth he was in health and able in body when he was delivered to m^r Geo: Mee. And further Sayth not

Jurat in open Court

At a Court held at St Maries the 20 th January 1652	}	Present	W ^m Stone Esq Governo ^r Robert Brooks Esq, Cap ^t John Price m ^r Tho: Hat- ton, m ^r Job Chandler & m ^r Richard Preston
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ffrancis Brookes Compl ^t Monjoy Evelin defend ^t	}	The Compl ^t Suit being to be relieved for five Hundred & forty pounds of Tobacco and Caske and Damages, for the Satisfaction of of which debt a Servant of the defendants in the possession of Thomas Gerrard Esq had been attached by the Sheriffe, by vertue of an attachm ^t issued out in Sept last, and the hearing the last Court respited till this Court, It now appearing by a Note under the defendants hand directed to Levin Denwood for the payment of the Said five hundred and forty pound of Tobacco to the Compl ^t , the Said note being Wittnessed: and m ^r Mathew Stone now averring in open Court that he had upon that note demand the Said Tobacco of the Said Denwood for the plfes use which was not paid. And by other Letters and papers now produced, that the Said Debt is Still due and unsatisfied, And nothing being made appeare to the Contrary, but that the Servant attached is Liable thereunto. It is Therefore Ordered that in Case the Compl ^t be not otherwise Satisfied his Said Debt with Court Charges within five weekes now next Ensuing, that then Execution is to issue out for the Satisfaction of the Said five hundred and forty pounds of Tobacco and Caske to the plt with Court Charges by Appraisalment of the Said Servant, who in the meane time is to remaine with the Said m ^r Gerrard he haveing promised to Secure him in his possession till then for that purpose.
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p. 385

Liber B. Mr John Ashcomb plt } Upon the plfes motion, It is Ordered
 Ismaell Wright def^t } that the Defendant doe forbear to Cutt
 down or alter any the marked Trees of the Complt's bounds or
 otherwise to disturb him in his possession of the land in
 question, till the hearing of the Cause be Ended upon paine of
 the Censure of the Court in case of his Contempt in this par-
 ticular

Thomas Bennett against whom a Speciall Warr^t had issued
 out for his apprehension as Servant to m^r Peter Langdell
 Clarke, appearing this day moved the Court, informing that
 he was a freeman haveing Served out his time and Desireing
 to be discharged from the Said Warr^t And Thomas Gerrard
 Esq m^r Langdells Attorney not being able to prove to the Con-
 trary, It is ordered that Bennett Continue with m^r Gerrard 6
 months, and that if the Said m^r Langdell upon Notice Shall
 not in the meane time, Satisfie the Court by prooffe that the
 Said Bennett is his Servant, he Shall at the end of the Said
 Six Months be freed, and m^r Gerrard will in that case allow
 him meat drink and Clothes during that time, and a Suit of
 Clothes and 3 Barrell of Corne at the Expiration of that Time.

Thomas Cornwallis Esq plt } A Petition was preferred by the plan-
 Thomas Gerrard Esq def^t } tiffe to have reliefe against the defend^t
 pretending that the defend^t had unlawfully possessed himself
 of the Complt's Estate, Assigned to him by Cap^t Richard Ingle
 as by the peticoⁿ upon Record Appeares, The defendant An-
 swers that he possessed himself of noe part of the Said Estate
 p. 386 but by a Just and a Legall Course as he can make appeare if
 the Court will allow him time to produce his writings for that
 purpose, It is Thereupon Ordered that the further hearing
 hereof be respited till a Court to be held the Second day of the
 next Assembly, In case an Assembly be appointed to be held
 for this Province before Aprill next, And if not then till the
 tenth of that Month And the Court will then proceed to the
 further hearing thereof as shall be thought fitt.

p. 387 Thomas Cornwallis Esqr plt } The Complain^t as Attorney & As-
 Thomas & John Sturman def^{ts} } signee of Richard Ingle, Marriner
 Sues for Tobaccos Claimed to be due from the defendant to
 the said Ingle which the def^t John Sturman by his Answer
 denies to be due, It is ordered that the hearing be respited till
 the next Court, and the Records to be Searched in the Meane-
 time whether any Act of Attender were passed here against
 the Said Ingle.

p. 388 Thomas Cornwallis Esq plt } The plantiffe Sues to be relieved
 John Sturman defend^t } touching a Cow of his & alledged to
 have been mismarked by the defendant in the time of the late

troubles here, which the defendant denies by his Answer and the plantiffe wanting his proofes desires a respite till the next Court, which is ordered accordingly, and the Compt is then to produce his proofes. Liber B.

Willm Stone Esq Governour plt } The Governour moves the Coun-
Mr William Battan defendant } cell by Petition to have reliefe against
the defendant for 10000 pounds of Tobacco and Caske which
he alledgeth he hath been damnified by the defendant by
Entertaining his overseer to drink in his house & otherwise
pnt p petition; the defendt pleads he wants his proofs in the
Busieness and requests the Court to Grant him respite till the
next Court, which is ordered accordingly by which time he is
to Summon his Wittness: and to appeare peremptorily

His Lordships Attorney Complained against Willm Battan
for Selling or retailing of wine and other Strong Drink & Suf-
fering the Same to be drunk in his owne house without
Licence Contrary to the Law of England in that behalfe And
the Said Battan not denying the Same, It is ordered that he
pay one hundred pound of Tobacco & Caske fine to the Lord
proprietary for his offence in that respect

The Deposition of Robert Taylor aged about 30
yeares being Sworne and Examined in open Court
the 20th January 1652 Sayeth

That he doth conceive that the Governo^r was much damni-
fied for want of plants the last yeare, And he doth alsoe
believe that the drink which James Morphew had at m^r Battans
was the Cause of it, and verily believeth the Governour could
not be less prejudiced then twelve hhds of Tobacco by the Said
James Morphews Neglect in his occasions the last yeare

Sworne in open Court

The Deposition of John Tompkinson Aged 35 years
or thereabouts Sworne and Examined in open
Court this 20th January 1652 Sayeth

That James Morphew Servant or Overseer to W^m Stone Esq
Governour of this Province did Neglect his Busieness in the
Beginning of the year in drinking at m^r Battans Thereby Neg-
lecting Sowing of Tobacco Seed and for the want of plants
could not plant his Crop in a Seasonable time as other men p. 389
did, By which means the Said Governo^r as this Depon^t verily
believeth was damnified in his Crop to the Value of fifteen or
Sixteen hhds of Tobacco at the least more then he made, and
further this depon^t Sayth Not

Sworne in open Court

Liber B.

Mr John Abbington plt } The Complt by his petition craveth to
 Mr James Knott defendt } be relieved against the defendt alledging
 th^t the defendant, notwithstanding he had given him warning
 to the Contrary, hath built and Cleared upon the Complt's
 Land being one hundred acres lately taken up by the Said
 Complt on the North Side of Putuxent River, to which the
 defendant answers that he had a Verball Grant from the Gov-
 ernour first, And upon further debate had in this Cause, It is
 Ordered by consent of both parties, that the defendt pay the
 p^lse 300^l of Tobacco and Caske and Court Charges and alsoe
 the Charge of Surveying of the Said Land, and to returne the
 rights of one hundred acres of Land to the Complt in Lieu
 thereof, And the defendant taking a Grant of the Said Hun-
 dred acres from his Ldp is to Enjoy the Same accordingly.

Robert Taylor plant } The plant by his Petition craveth to be
 Robert Brook Esq deft } relieved against the deft alledging that the
 defendt hath killed divers of his hogs, the defendt in Answer
 denieth the Same, and putting the p^lf upon his proofs, the
 Complt alledging the deft hindred his Wittness from appearing
 at this Court, It is ordered that the further hearing of this
 Busieness be respited untill the next Court, and both parties to
 be at Liberty to Examine what Wittnesse they think fitt and
 then both to attend peremptorily

At a Court Held the 21th January, present
 { Governour, m^r Rob^t Brooke Cap^t John Price }
 { M^r Thomas Hatton, m^r Job Chandler }
 { M^r Richard Preston }

p. 390 William Stone Esq Gov^r plt } The plantiffe Sueth for four Thou-
 William Empson defendt } sand two hundred and five pounds of
 Tobacco and Cask upon Accompt for Goods, the Defendant
 acknowledgeth that he had five hundred Thirty and Six pounds
 of Tobacco's worth in Goods upon his Accompt from the Gov-
 ernour and further declareth that he reced Truck from the Said
 Governo^r to put of amongst the Indians which he alledged he
 did according to Instructions It is ordered that it be referred
 unto m^r John Hatch Lieuten^t Will^m Lewes and John Maunsell
 to consider of the Governo^{rs} demand touching the truck by him
 delivered to William Empson the defendt and whether the Said
 Empson hath according to his ingagem^t to the Governo^r En-
 deavoured to put of the Said Truck to the Governo^{rs} best
 benefitt or not, And to certifie the Court how they find the
 Same who having Spent Some time in the Busieness returned
 their Certificate to the Court in these words following: This
 21th of January 1652, Whereas the Governor Charges William

Empon with an Accompt of Truck and other Goods to the Liber B.
Value of four thousand two hundred & five pound of Tobacco
and Cask, and Creditor for Roanoke and Corne two Thousand
four hundred, We whose Names are hereunder Specified do
find the Accompt to be very reasonable and Just only Except
Seventy pounds of Tobacco, which is to Say in twenty Small
Axes. forty pounds of Tobacco, and likewise in twenty howes
Thirty Soe there rests due to the Governour from William
Empson Seventeen hundred twenty five pound, William
Lewes, John Hatch, John Maunsell his mark, Upon Considera-
tion had of this Certificate. It is thereupon Ordered that the
defend^t pay unto the Complainant the Said Summe of Seventeen
hundred twenty and five pounds of Tobacco & Cask according
to the Said Certificate

9th dec 1653. Execuc Sup inde ad Satisfaciend 1425^l Tob:
Rem Judicij Sup dict.

Thomas Symonds plte } Both parties attending this day accord-
William Cole defendt } ing to the order of the last Court and the
Testimony now produced being not Sufficient for the Cleering
of the Cause It is againe thought fitt and So Ordered that the p. 391
hearing be respited till the next Court and both parties then
to produce their proofes.

William Empson was this day fined Twenty pounds of To-
bacco to the Lord Proprietary for Swearing prophanely in
open Court.

John Cornelius is this day fined Twenty pounds of Tobacco
to the Lord Proprietary for prophane Swearing in open Court

John Hallowes Attorney } The Complots Suit being for 1500^l
of Capt Henry fletee by } plte } Tob payable by the def^t to the plfe
Edward Packer his Attorney } Cap^t fletee 10 No: 1649 as appears
Mr William Eltonhead defendt } by Specialty. The defend^t by his
Answer desired respite alledging he can prove the debt to be
paid It is Thereupon ordered that the further hearing hereof be
respited till the next Court, And if the defendant Shall then
faile in his proofes the Court will then proceed to give the plte
reliefe upon his Bill as Shall be thought fitt

Thomas Gregory acknowledgeth a Judgm^t in open Court to
Thomas Cornwallis Esq & partners for one thousand thirty
and four pounds of Tobacco & Caske.

Know all me by these presence that I Thomas Connerye doe
Constitute and Appoint my loving m^r ffrienship Tounge my

Liber B. true and Lawfull Attorney to all intents and purposes as if I my Self were personally present as Wittness my hand this 17 January 1652.

the mark of Thomas Connerye
Wittness Cuthbert ffenwick

Thomas Cornwallis Esq plt
Walter Beane Administr of
William Brough deceased deft } The Complain^t Suit being for one
hundred pounds of Tobacco by ac-
count due from the Estate of the
decedent Broughe Anno 1642 the deft agrees that upon m^r
ffenwicks Oath to be taken that the debt is not Satisfied he will
be responsible for it out of the decedents Estate

Richard Bennett Esq Govr of Virga }
By m^r Thomas Hatton his Attorney } plt } The Compl^t Sueth for one
James Linsey defendant } thousand forty nine pounds of
Tobacco and Caske, with four
hundred and twenty pounds of Tobacco Interest for five yeares
due formerly from the defend^t to Epaphroditus Lawson and
p. 392 assigned by him to the Compl^t, The defend^t by his Answer
acknowledgeth the parcells mentioned in the Accompt but
alledgedh they did not amount to the Said Sume of one Thou-
sand forty and nine pounds of Tobacco, but having noe prooffe
to the Contrary, It is ordered that the defend^t forthwith pay
unto the Compl^t his principall debt of one thousand forty and
nine pounds of Tobacco and Caske with Court Charges, but
for the plaintiffs demand of Interest the Court doth not thinke
fitt to allow the Same

Tho: Connery by his Attorney }
ffriendship Toung plte }
Edward Claxton by Mark }
Phepo his Attorney deft } The Complain^t Sueth upon a Bill of
three Hundred pounds of Tobaccoe and
Caske dated the 3^d day of ffebruary
1650 the defendant by his Attorney
Craveth a respite, but the Court being Satisfied concerning the
Justness of the debt, It is ordered that the defend^t pay pay
Bill Cancelled forthwith, to the Compl^t or his Assignes the Said
three hundred pounds of Tobacco and Caske, and
the Bill is to be delivered up to be Cancelled, which was
Entred into by Claxton to Edward Hudson Attorney of Rob^t
Holt and by Holt assigned to Connery.
Ult. ffebr 1652 Execuc inde ad Satisfaciend

His Ldps Attorney Generall M^r Thomas Hatton informing
the Court that Some dispute, was made by divers of the In-
habitants of this Province, whether his Ldps Rents were pay-
able here, from the time of the Survey or the delivery of the
Grant, and whether any Rent ought to be paid for the Same

year wherein the land was Surveyed in Case the Survey were not made twelve months or near thereabouts before the day of paym^t the Said Attorney moved to have the resolution of the Court herein, for his more Warrantable proceedings touching the Said Rents, Soe as neither his Said Ldp nor the Inhabitants may be injured thereby. And Cap^t Cornwallis, M^r W^m Eltonhead and Some others of the Inhabitation present in Court made what Allegations they thought fitt in the Busieness, Upon Consideration whereof the Governour and Councell this day present in Court Unanimously Gave theire Votes, that his Ldps Rents were Accomptable from the date of the Certificate of Survey, and that for the first yeare where the Survey is Made within lesse than twelve Monthes before the rent day that a proportionable Share of that yeares Rent be paid for the time betwixt the Survey and the first rent day Appointed by the Grant Liber B. p. 393

William Smoote moveth the Court to be relieved against Cap^t Thomas Cornwallis for the increase of a Cow recovered at a Court held the 22th November last, with his Charge and Damages in the Busieness, the Court finding that there is Noe increase, but what Smoote is alread possessed of, finds noe Cause of Giving him any further reliefe in that particular, And as touching the Charge It is Ordered that Cap^t Cornwalleyes pay four hundred and three pounds of Tobacco and Caske to the Complt Smoote according to an Accompt thereof (now produced by the Secretary) of former Courts, the Court Charges upon the hearing the 22th November being alsoe payable by the Said Cap^t Cornwalleyes who is ordered also to pay one hundred pounds of Tobacco and Cask more to Smoote for his trouble and Expences that Court

Mr George Mee plt } The plantiffe Sues the defendant for that
Mr John Cornelius def^t } he did not deliver to him as able a Servant according to Bargaine as he delivered to the defendant the defend^t by his Answer Alledgeth he did whereupon the plantiffe craveth to have a Jury, and the Court Giving order for that purpose the Sheriffe Impannelled M^r Phillip Land, m^r Thomas Mathewes, m^r Richard Hodgkins, m^r ffriendship Toung, Serg^t Marks Pheypo m^r William Whittle, m^r Andrew Wardner, Lieu^t William Lewis, m^r Nicholas Cuzeen, John Maunsell, M^r ffra: Brooks m^r Walter Hall, to be of the Jury in the Cause who having made Choice of M^r Phillip Land for their foreman were Sworne in open Court, and their Charge Given them as followeth, You Shall Sweare to give in a Just and a true verdict to the best of your Skill and understanding upon the proofes to be produced unto you in a Cause now p. 394

Liber B. depending in Court between m^r George Mee Complt and John Cornelius defendant whether the def^t Cornelius delivered to the Complt Mee an Able Servant according to his Bargain and agreement or not, and upon consideracōn taken of the time the Said Servant hath been in m^r Mee's possession and till now no Complaint Made, and upon the whole Matter, whether the Complt Mee ought to have any reliefe herein or not, after which Charge Soe Given them the Said Jurors they having Spent Some time in the Busieness, returned their Joint Verdict in these words following, We find the Bargaine not performed according to Agreement but that the plantiffe ought to be relieved; Upon which Verdict, It is ordered that the Complainant Shall have his Servant againe which he gave in Exchange for the def^{ts} Servants in question, as also the defendant to have his, but in respect of the Complainants keeping the Said Servant So long in his possession without Seeking for recompence, and in respect of Some Charg and trouble which it appeares the defend^t hath been at in Cureing the Servant which he had of the Complt in Exchange as afore-said of a Sore foot, The Court thinks fitt and it is Soe ordered that the Complainant pay all Court Charges in this Suite.

The Deposition of Mary the wife of William
Edwine Sworne the twentieth day of January
1652 Sayth

p. 395 That Goodman Hoult had Cattell at her husbands house this depon^t asked ffra: Brooks why he Sued this depon^{ts} husband he Answered because he did detaine the Said Cattell which did belong then to John Dandy Saying further that John Dandy Sued him for the Cattell, further this deponent Saith that She asked him the Said Brooks, whether he would let her have the Milk of a Cow and a heafer for that yeare upon hier, the S^d Brooks Answered that he could not for John Dandy had a firme Bill of Sale for them that he could not dispose of them and that they were the Said Dandys, these words or words to this Effect, And further Sayth not

Tho: Hatton

At a Court Held at S^t Maries the 22th Jan'y 1652
present the Govern^r M^r Hatton, m^r Chandler
m^r Preston

William Eddey Sworne and Examined in open Court this present day Sayeth.

That he was present about Six Monthes Since when George Mee and John Cornelius made a Verball Agreem^t for the Exchange of two Servants, and that the S^d Cornelius did upon

the Said Bargaine or agreem^t promise to deliver to the Said Mee as able a hand as any was in Maryland, and could doe as Sufficent a dayes work or to that Effect, And further this depon^t Sayth that the Servant which the Said Cornelius Upon the S^d Agreem^t delivered to the Said Mee, was not (in the best of this Deponents Judgm^t) according to his Bargaine neither hath the Said Servant Soe far as this depon^t could perceive done nor (as this depon^t verily believeth a dayes work or Answerable to the Said Cornelius promise and Agreem^t aforesaid, Since he was delivered to the Said Mee upon the Bargaine, And further Sayth not

Liber B.

Mr Richard Hodskins maketh oath that according to a Cancelled Deed in writing now produced unto him (Thomas Hampar Sold to him this Deponent in May 1651 halfe his Stock of Hogs, for which he was to pay the Said Hampar, according to the Said Cancelled writings two hundred pounds of Tobacco and Cask And that this Depon^t did Assigne his Share of the Said Hogs to m^r Eltonhead. And further Sayth not.

p. 396

Sworne in open Court this 22th January 1652

Michael Basey pl^t } Upon the defend^{ts} Motion who
Hen: Cox & J^{no} Boulton deft } appeared this day at the pltes Suit upon an Arrest & requesteth the Court that the pltes Suit may be dismissed he not prosecuting thereupon, It is ordered accordingly and that the Complt pay the defendants one hundred pounds of Tobacco, a piece for their Charge and Trouble in attending Since the beginning of this Court with Court Charges.

Mr Richard Hoskins maketh oath that when I this Depon^t was in the Service of Cap^t William Mitchell having power from the Said Cap^t Mitchell to Comānd the Said Mitchells Servants that William Smith was then as one of his the Said Cap^t Mitchells Servants obeying my Command in fetching wood and water as occasion required.

Sworne in open Court this 22th January 1652

John Bailey maketh oath in Open Court this 22th January 1652. Sayeth

That William Smith being at m^r Hattons Challenged two Brasse kettles then there, this Dep^t hearing him did rebuke the Said Smith telling him as the Truth is that he this Depon^t Bought them kettells with Cap^t Michells Money his then Master, And this Depon^t further Sayth that he being at the house of m^r Phillip Lands dressing the Said Lands wedding

Liber B. dinner, in there was taken out of his possession Certain parcells of Pewter, and to the best of his this deponents remembrance being Seven dishes Great and Small, upon which this Depon^t Told his Said then Master, who calling m^{rs} Williams to Accompt She the Said Williams did acknowledge that She had them, and forthwith did deliver the Said Pewter into this Deponents possession againe, and further this depon^t Saith that the Said m^{rs} Williams did Challenge a great pasty plate as her owne marked with W M. and further Sayth not.

Jurat in open Court

P. 397

The Deposition of John Wheeler Aged 21 yeares or thereabouts Sworne and Examined in open Court this 22th January 1652.

Sayth. That William Smith told this deponent aboard the Ship at Debtford, when they were Comeing for these parts of America, that he the Said Smith was Servant to Cap^t Mitchell for the terme of four yeares, the occasion of the Said Smiths S^d Report to this Deponent was, that the Said Mitchell Sending this Deponent aboard upon his acc^t, bidding the Said Deponent Inquire for Smith his the S^d Mitchells Servant when he came aboard, and to Carry this Message to the Said Smith, that he Should take him into his Custody and looke after him, or words to that purpose, and further Sayth not.

Jurat.

George Howes aged 23 yeares or thereabouts Sworn and Examined this 22 January 1652. Sayeth

That being aboard the Shipp called Thomas and John at Debtford and then bound for these parts of America, William Smith haveing in his Custody Clothes for Cap^t William Mitchells Servants, this Deponents then Master, when the Clothes were delivering out, Morter a Taylor then Servant to the Said Mitchell desireing Something out of the Chest from the Said Smith, but, what this dep^t cannot tell, the Said Smith replying that he would have them Stay till the Said Cap^t Mitchell, or Some from him came aboard, further Saying that he the Said Smith was a Servant as well as they, and Could not deliver without order.

Jurat

At a Court Held the 24th January 1652
present. the Govern^r m^r Hatton, m^r Chandler m^r Preston

Marks Phepo plt } The defendant desires time for the Exam-
Edward Hall def^t } inacōn of his Wittnesses, It is ordered that the
hearing of this Cause be respited till the next Court, and the
def^t is by that time to produce his proofes peremptorily

Liber B. to England being at the house where Cap^t Mitchell then and now liveth called St Thomas he the Said Cap^t Mitchell then and there in this Deponents presence and hearing appointed m^{rs} Williams or Warren to lay aside those Goods which She claimed to be her ffathers and that he would Enquire of m^{rs} Mitchell his wife concerning them, and upon his return from England he would deliver Such of them as he Should find by his wifes relacōn did not belong to him the Said M^{rs} Williams or her father or to that Effect, and further Sayth not.

Jurat

Upon the motion of Thomas Ward Chirurgion who hath Married the widdow and relict of Edward Commins deceased Shewing thereby that his Said wife in her widowhood Sold part of her land, by her lately Pattented, unto Joseph Weeks, who refuseth to perform the Bargaine, unless he may have a Grant for the Said Land from the lord Proprietary according to an Arbitration lately made, and a Survey by his Ldp's Surveyor Generall thereupon now produced, It was by this Court
p. 400 discussed whether the Said Widdow could Sell the Said Land from her Children had by the Said Commins deceased, the rights upon the Grant being part of the Said decedents Estates, and the Grant being made to her and her heires the Said Court is of opinion that being a freehold She might make Sale thereof Lawfully, and doth order that the Said Sale be confirmed and the Governour is desired to pass a Grant thereof under the Great Seale according to the Said Certificate of the Said Surveyor, and It is further ordered by the Said Wards consent that the Consideracōn for which the Said land is Sold, be disposed of for the Maintenance and best benefitt of the Said Cummins Said Children,

Cap^t Robert Vaughan maketh oath that upon demand of one hundred fifty and four pounds of Tobacco for the use of William Stone Esq Governo^r of this Province, by this Depon^t from William Jones late of the Isle of Kent deceased, the Said Jones acknowledged the Said debt to be due, which is not yet paid Soe farr as this Depon^t knoweth, And further Sayth not.

Jurat this 24th January 1652 Coram me

Tho Hatton

Memorand: that the above last Deposition is Crosst out in the Orriginall Record Booke

Memorandum that I ffriendship Toung Attorney of Thomas Connerye doe assigne to Thomas Cornwallis Esq the Judgm^t Granted this day by the Court against Edward Claxton at the

Suit of the Said Connery being three Hundred pounds of Tobacco and Caske. Wittness my hand this 21th Day of January 1652. Liber B.

Testor Tho: Hatton

ffriendship Tounge

William Cole plt. Henry Potter & his wife defendts } The hearing of this Cause is respited p. 401
till the next Court in respect the Court is informed that the def^{ts} wife lyeth in Childbed:

Francis Brooks plt } The Hearing of this Cause is respited till the
John Dandy def^t } next Court and both parties are then to attend
peremptorily.

Wm Smith plt } The hearing is respited by consent till
Capt Wm Mitchell def^t } the next Court, and both parties then to
attend peremptorily.

The next Court is appointed to be the Seventh day of March next.

The Deposition of Mary Jones aged 20 Years or thereabouts Sworn and Examined Sayeth.

That comeing unto Martin Kirks house three yeares Since or thereabouts, I heard Elizabeth Potter & Martin Kirke and his wife Say they had found a way to pay Eltonhead without weight or Scales, and presently they replied again and Said hang them Papists Dogs they Shall have no right here, It is not fitt they Should for the Governour cannot abide them, but from the Teeth outwards, and Cap^t Halley being by and hearing them Speake Such words he Said fie; fie you may be ashamed to Judge Soe hardly upon Christians and Soe went out Much more I heard to this purpose which I cannot now remember and this before mencōned or the Same in effect this Depon^t upon her oath averreth to be true to the best of her remembrance. And further Sayth not

Jurat the 24^o January 1652 Coram me. Tho: Hatton

These are to desire and Authorize m^r Henry Coursey as Attorney for me Cap^t Rob^t Vaughan in case I doe not appeare my Self to appeare and Answer for me at the next Court to be held at S^t Maries at the Suit of Will^m Whittle in an Action of the Case and to defend or p^rsecute on my behalfe in that Suit at any Other Court to be held for this Province hereafter as p. 402
there Shall be occasion; till I Give other order to the Contrary.
Wittness my hand this 28th day of January 1652.

Testor

Rob^t Vaughan

Tho: Hatton

Liber B. Know all men by these presents that I Thomas Warr in the Province of Maryland Carpenter do Sell and possess James Knott of Virg^a Gent, two hundred acres of Land, being the equall half of my plantation which I now live upon at Mattapany, he the Said knott to begin at the North Side next to Luke Gardiner, and Soe have it altogether the Said quantity of two hundred acres to him the Said Knott his heirs Executors or Assignes for Ever and I the Said Warr do by these presents Warrant the Said Land from all Just claimes whatsoever from any person or persons, and doe bind my Self my heirs, Executors to perform the Same, provided that the Said Knot or his Assignes pay unto Cap^t Stone our Govern^r according to his note to him thirteen hundred and ninety pounds Tobacco in Cask, and I doe hereby further bind my Self upon all Demands of in Case this Bill of Sale be not made according to form to Sett my hand to any other which is made formable if he Soe likes of. Wittness my hand this 22th October 1651

Wittness William Stone

Sig: Thomas M Warr

p. 404 Margaret Hunt widow the Administratrix of ffrancis Hunt her late Husband deceased had paid out of the decedents Estate to m^r Thomas Marsh upon Judgm^t 2145^h Tob: & Caske to Elizabeth Busbie upon Judgm^t 1400^l Tob & Caske, and upon Judgm^t of Court allowed to her Self 723^l Tob & Caske in toto 4268^l Tob: & Caske The Tottall of the Inventory given in upon oath being but 3785^l Tob: & Caske A Quietus Est is Granted to the Administratrix as followeth viz:

[A Quiet Est to Margaret Hunt widowe]

In the Name of the Keepers &c And according to the power &c. These are to give notice to all the Inhabitants and people within this Province, and to all others whom it may concerne, That Whereas it appears by a Certiff^t or Coppy of Several Judgm^{ts} and discharges thereupon under the hand of the Clarke of the County Court for the Isle of Kent within this Province, that Margaret Hunt the Administratrix of ffrancis Hunt late of the S^d Island and her late husband deceased hath Satisfied and paid out of the decedents Estate 400^l Tob: & upwards over and above the Tottall of the Inventory of the Said Estate. That therefore the Said Administratrix ought nor is not to be any further Sued, Impleaded molested or prosecuted for or concerning the Said Estate or any part thereof for which purpose this her Quietus Est, or the Record thereof is from time to time for the future to be admitted and allowed of in all Courts of Judicature within this Province for a Lawfull and Sufficient plea in Barr to all and every Suit Action or demand

which Shall happen at any time hereafter to be brought Com-
menced or prosecuted against her the Said Administratrix in
any Court within this Province touching the Said Estate con-
trary to the direction herein before Expressed. Given at St
Maries under &c the 7th day of march Anno Dni 1652

Liber B.

p me Tho: Hatton Secret

Be it Knowne unto all men by these presents that Cap^t George
Evelin Esq doe acknowledge to have had and received of m^{rs}
Temperance Jay the Sumē of one hundred and twenty pounds
of lawfull money of England, for the which mony I doe bind
my Selfe my heires Executors or Assignes firmly by these
presents to pay or cause to be paid unto the Said m^{rs} Jay in
Virginia Twenty pound Sterling p Ann, beginning Nine
weeks before Michaelmas 1649 which twenty pounds is to be
paid Every Yeare during her life, and because money is Scarce
in Virginia I doe oblidge my Selfe to pay unto the Said m^{rs}
Jay, Soe much Goods as She Shall like of amounting to the
Said Sumē of twenty pounds Sterling, and that the Said money
or Goods be paid at every half yeares end according to pro-
portion And if in case the Said m^{rs} Jay Should dye within a
yeares Space, then I the Said George Evelin doe promise to
pay or cause to be paid, twenty pounds Sterling to Such per-
son or persons as the Said m^{rs} Jay Shall appoint me before her
decease, Moreover if in case m^{rs} Temperance Jay Should
return into England within the Space of three yeares after her
arrivall in Virginia, I doe bind my Self my heires Executors or
Assignes to pay or Cause to be paid unto the Said m^{rs} Jay,
within three months after her arrivall in England the Said
Sumē of one hundred and twenty pounds Sterling of Lawfull
money of England. And in case of non payment I the Said
George Evelin doe bind over to the Said m^{rs} Jay a considerable
quantity of Land in Greendall old ffort or middle plantacōn
amounting to the Said Sumē of Twenty pounds Sterling p
Ann. In Wittness hereof I have hereunto Sett my hand &
Seale this 11th day of October 1649 George Evelin
Test Tho: Pott, Sam: Cooper Seale
John ffoxe

p. 405

110 Martij. This presents Wittnesseth that I Lieutenant Wil-
liam Lewes in the Province of Maryland doe acknowl-
edge to owe and be indebted unto Cap^t W^m Stone his heirs
Executors or Assignes the full Somē of five thousand three
hundred thirty ne pounds of Good Tobacco in cask to be paid
at or before the twentieth day of November next Ensueing the
day of the date hereof at my now dwelling house Scituate in
Portoback And for the better Security of the Said Judgment

Liber B. above I doe not onely bind my heirs Executors and assigns
 p. 406 but also all my Servants Good Tobacco and Cattell. Wittness
 my hand this 9th of March 1652 William Lewes
 Signed and Delivered in the presence of
 Edward Robinson, Edward Mounkes

^{120 Martii} The Governour this day by a declaration under his
 hand to be published at Kent made void all War-
 rants or Licences by him formerly Granted for killing of wild
 unmarked Hogs here.

At a Court held at S ^t	} present {	Willm Stone Esq Gov ^r
Maries 11 ^o Martij		Cap ^t John Price
Anno Dni 1652		m ^r Thomas Hatton

M^r Thomas Hatton Secretary of this Province this day
 informing the Court That m^r ffancis Lumbard Sheriffe of
 Kent County had there by Vertue of his office and direction
 from the Said Secretary long Since received 2227^l Tob: and
 Caske in ffees due to the Said Secretary from Severall of the
 Inhabitants there as appeares by the Said Lumbards Accompt
 under his hand which he had not as yet paid to the Secretary
 as appeared also by the Said Lumbards own Lres, (and as m^r
 Thomas Marsh Merchant now present would Verify) though
 Satisfaction had been often demanded by the Secretary in that
 behalf. And moved that the Said Lumbard (who was bound
 by his Office according to the Act of Assembly to collect and
 Gather the Said ffees Should be ordered forthwith to pay the
 Said 2227^l Tob: and Cask to the Secretary, as alsoe what
 other ffees of his the Said Secretaries he the Said Secretary
 Shall hereafter make appeare by prooffe here upon Record that
 the Said Lumbard as Sheriffe aforesaid hath before this time
 Received of his, and for which the Said Lumbard hath not
 Satisfied the Said Secretary when Such prooffe Shall be made
 appeare, And further the Said Secretary Moved. That Whereas
 upon Severall Lres & promises from Cap^t Robert Vaughan
 p. 407 then Commander of the Isle of Kent aforesaid to receive for
 or Secure his the Said Secretaries ffees, he had intrusted the
 Said Cap^t Vaughan with divers grants of Land and other
 Matters for which Severall ffees to a great Value were due to
 the S^d Secretary from the Inhabitants there, That this his present
 pceeding against the Said Lumbard (who was appointed
 Sheriffe by the Said Cap^t Vaughan and ought to have put in
 Security for the due Execution of his office) Should be no
 prejudice in case the Said Lumbard Should prove non Solvent
 but that the Said Secretary might at any time hereafter have
 reliefe in the premisses upon Suit against the Said Cap^t

Vaughan or any others touching the premisses if the Court Liber B.
Should See Cause, It is therefore thought fitt (the Secretaries
ffees being Leviable upon Execucōn) and upon pusall of the
Said Lumbards Lre and Accompt and the Said m^r Marsh his
attestacōn thereupon, It is ordered that he the Said Lumbard
Shall forthwith pay to the Said Secretary the Said Two thou-
sand two hundred twenty Seven pounds of Tobacco and
Cask as also Such other ffees of his the Said Secretaries
as the Said Secretary Shall hereafter make appeare by prooffe
here upon Record that the Said Lumbard as Sheriffe aforesaid
hath before this time received of his, and no Satisfaction given
when Such prooffe Shall be made appeare as is desired, And
that the Said Secretaries now Mocōn or this present Order or
any Execucōn thereupon Shall be no prejudice to the Said
Secretary in any Suit by him to be brought hereafter agst the
Said Cap^t Vaughan touching the premisses or against any
others either as Sureties for the S^d Lumbards due Execucon of
his Said office, or for defect of Such Security in case the Said
Lumbard prove to be Non Solvent.

Thomas Ward Chirurg: plt m ^r Tho: Ringould and Henry Clay	}	defts	The Complt Sues to be relieved against the Defend ^{ts} for that the def ^t m ^r Ringold and others by his ap-	p. 408
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pointm^t by unlawfull hunting and killing of hogs (as he al-
ledged) upon the Island of Kent in or neare Cabbine Neck
without the precincts of the Lord prop^{rs} fforrest did fright and
Scatter pltes piggs being about forty that not above Eleven
Marked hogs of them have been Since Seene or found in or
near that neck, to his Damage of 2000^l Tob. and Caske, And
for that the def^t Clay (though the Complt warned him to the
Contrary would not forbear hunting amongst his hogs upon
the Said Island to his great Damage, To this the defend^t
Ringould denyed that he either hunted unlawfully or that the
plt was any way Damified by any hunting of his the defend-
ants, And the defend^t Clay in Answer Said that he never
p^rjudiced the plt by hunting amongst his hogs neither did he
hunt or Come amongst the pltes hogs but as being employed
by the other defend^t m^r Ringould by Vertue of the Governours
Warr^t for killing of wild hogs. And the Complt not makeing it
appeare by any prooffe produced that either of the defendants
had unlawfully hunted or that he the Complainant had Sus-
tained any Damage by their hunting as is Charged against
them. This Court thereupon having taken the Matter into
Serious consideration, Upon full hearing what could be al-
ledged on either party, Seeth no Cause to give the Complt
any reliefe in this Suit against the defendants or Either of
them, And doth therefore order that this the Said Compltes

Liber B. Suit against the defend^{ts} be clearly and absolutely from henceforth dismissed out of this Court. And the Complt is forthwith to pay unto the Said m^r Ringould five hundred pounds of Tobacco and Caske, and to the defend^t Clay Three hundred pounds of Tobacco and Cask in respect of the Great trouble and Expence they have been put unto in Comeing from Kent to attend this Court upon his the Compltes unjust troublesome and Causeless Suit

Tho: Ward plte } The Complt Sues to be releived against
 m^r Tho: Ringould def^t } the defend^t in an Action of Defamation for
 p. 409 that he hath been Much defamed by the defend^{ts} proceedings against him in the Court at Kent, touching Ales Lutt his the Complts Servant. Upon which that Court hath proceeded and made an Order upon the Verdict of a Jury the first of October last as now appeared to this Court, And this Court finding that the Matter in question doth tend to the questioning the proceedings of the Court at Kent which gave allowance to the defendants prosecution of the Now Complt in that Court, Doth not think fitt for the present to intermedle therein, but referreth the Examinacōn and hearing thereof to Some Court the next generall Assembly to be held for this Province, And the Complainant Ward may then proceed upon this his Accōn if he think fitt

The Deposition of Isaack Hiue aged 37 yeares or thereabouts Sworne & Examined in the Court at Kent Sayth.

That upon the 29th of Januay last past being at the Clifffes where was present Cap^t Robert Vaughan, and Thomas Pott, And yo^r Depon^t did hear Thomas Ward of this Island Say that Henry Clay's wife was a burnt Arse whore and had the Pox, and he would Verify it, And further Saith not

Isaack Hiue

Cap^t Robert Vaughan being then present did heare Isaack Hiue and Thomas Ward fall out and urging words past on both Sides, But yo^r Depon^t did hear Tho: Ward Say the Same words that Isaack Hiue doth as he affirmeth upon oath.

Rob^t Vaughan

Thomas Pett being at that time present doth affirme the Same, onely that instead of whore he Saith Slutt.

Tho: Pett

Henry Clay upon the proofes last before Entred Sueing Tho: Ward upon an Accōn of Slander in the Court at Kent

That Court made their Order thereupon 1^o Martij last, upon which Clay appealed to the Provinciaall Court here, of which appeale the Court at Kent allowed &c. Whereupon this Court proceeded to the hearing of the Cause as followeth viz. Liber B.

Henry Clay plt } The Complt having appealed from the
Thomas Ward deft } Court at Kent to the Provinciaall Court here,
after Judgment passed in that Court the first day of this present
Month against the defendt for Slanderous words by him Spoken p. 410
concerning the Compltes wife, Expressed in that Order. Upon
Consideration now had of the Said Order of that Court and
of the Deposition of m^r Thomas Ringould one of the Com^rs
there who now deposed in Court that the defendt Ward upon
the passing of that Judgm^t did in a Violent way of Expression
offer to take his oath in open Court at Kent that the Compltes
wife had, had the pox or to that Effect, It is thereupon ordered
in the presence of both parties p^lt and Defendant, and upon
hearing what could be alledged on either party and proofes
produced, That the defendant according to the Judgment of
the Court at Kent before Expressed Shall there three Severall
Court dayes next after his now return to Kent in open Court
there in a Submissive way acknowledge that he hath done the
wife of Henry Clay great wrong in the Slanderous and abusive
words by him uttered concerning her, Expressed in that order
and to aske her forgiveness for the Same with promise never
to wrong her Soe againe. And in default of performance
therein in a Submissive due respective Manner and at the
dayes before Expressed if Just and allowable occasion hind not,
the defendant Ward is to pay one thousand pounds of Tobacco
and Caske as a fine to the Lord Proprietary, or if Estate of his
may not be found Sufficient to Satisfie Such fine he is to be
whipped with one and thirty Stripes, at Some Court to be held
at Kent Shortly after it is made appeare to the Court there
that his Said Estate is not Sufficient for the purpose aforesaid,
And that he hath not Satisfied the Said ffine.

Upon the Motion of Thomas Ward Chirurgeon touching
Joseph Weeks his unconscionable and Extreame dealing with
him (as is alledged) about the delivery of a Servant upon Sale
of the Land Mencōned in an order of this Court of the 24th of
January last made upon the Said Wards Motion, Weeks
having taken the Servant upon Execution though Ward tendred
other Good Satisfaction in Cattell as is p^rtended, and Ward
having noe Servant at all to assist him in his occasions, have-
ing a Charge of wife and Children, and being (as he alledgeth)
able to produce a Conveyance whereby It will appeare that

Liber B. the Servant Executed did belong to the Children of m^r Com-
 P. 411 mins deceased and not to him, It is Ordered that the Examina-
 tion and hearing of the Matter be referred to the Court at
 Kent where the hard Conscience and Extreame dealing of the
 Said Weeks may be regulated in point of Equity (if there be
 cause) as the Court there Shall think fitt, And the Said Con-
 veyance (if any be) to be then and there produced that Such
 order may be taken thereupon by that Court on the behalf of
 the Said Commins Children as Shall be conceived to Stand
 with Justice and Equity.

The Deposition of Henry Potter aged 32 years or there-
 abouts being Summoned to Testify on the behalf of Marks
 Pheypo ag^t Edward Hall and being Sworne and Exam-
 ined this 8th of ffebr 1652 Sayth

That in Winter last was two yeares Edward Hall and Martin
 Kirke and this depon^t wen^t together in the woods to looke for
 Sowes that had pigs, and finding of them, there were two
 Sowes that were Somthing wild, which Edward Hall laid
 Claime to, and to the best of this Deponent's knowledge they
 were both black Sowes, And the Said Edward Hall desired
 this deponent to ketch them for him with this Depon^{ts} Dog,
 and this Depon^t did Ketch one with his dog, and the Said
 Edward Hall laid hold of the Sowe and killed her, and desired
 this Depon^t for to put the Dog forth againe to ketch the other
 which this Depon^t did, and Edward Hall tyed her by the leg
 to a Tree with the help of the rest then present, And further
 this deponent Sayth that Edward Hall Changed the Sowe he
 had killd with Martin Kirke for another Sowe of Martines
 which used to be at Edward Hall's House, But for the Marks
 of the two Sowes So ketched with the Dog as aforesaid, this
 deponent did take noe Notice thereof to the best of his remem-
 brance neither can he tell what Markes they had And further
 Sayth not

Jurat die & Anno Sup dict Coram me Tho: Hatton

Richard Bennett his marke for Cattell and Hogs
 P. 412 23 Martij Viz. The right Eare Cropt and a Slitt in the Crop and
 the left Eare Swallow Tayled.

I under written doe ingage my Self to m^r Joseph Manning
 to beare him harmless from a Bill of Twenty three hundred
 pounds of Tobacco which he Stood ingaged to m^r William and
 Thomas Daines as Administrators to m^r Walter Coopar, thir-
 teen hundred and fifty pounds of which ingagement being due
 to W^{ill}. Haines and the Remainder of the above mencōned Bill

due to the Estate of the Said m^r Coopar deceased, And I doe Liber B.
 further ingage my Self that in Case m^r Daines received a Bill
 fifteen hundred pounds of Tobacco, which was in part of the
 debt above Mentioned that the Said m^r Daines Shall returne to
 the Said m^r Manning the Said Bill of fifteen hundred pounds
 and if in Case he hath received all or any part thereof that
 then the Said m^r Daines to be accomptable for what he hath
 received, Wittness my hand this 9th January 1652

Henry Coursey

In the presence of

Tho: Hatton 5th decemb^r 1646

Upon the Petition of James Linsey Attorney of Cornelius
 Canoda against Thomas Gerrard Esq &c It is this day ordered
 by the Court that the Said Cornelius be at the Court in the
 first of March next, by himself or Attorney to Answer to the
 Allegation of the Said m^r Gerrard, and that m^r Gerard keep
 the wages due to Cornelius in his hand as his Security till the
 Said Cornelius have made answer as aforesaid

John Lewger

John and Richard Sturman doe Jointly and Severally bind
 themselves for the appearance of William Hardwich at the
 next generall Assembly to be held for this Province to answer
 to the Suit of Thomas Cornwallis Esq in an Action of the Case
 Either by himself or his Attorney and to abide the Order of
 Court, And this in the penalty of tenn Thousand pounds of
 Tobacco to be paid to the Lord Proprietary. Wittness their
 hands this 24th day of March 1652

John Sturman

Richard Sturman

Testor: Tho. Hatton

At a Court held at S ^t Maries the 22 th day of March Anno 1652	}	present	{	W ^m Stone Esq Gov ^r & Robert p. 413 Brooke Esq. Capt John Price M ^r Thomas Hatton M ^r Job Chandler M ^r Richard Presto
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M ^r Hugh Lee plt. Henry Potter deft	}	The plant Sues for fifteen Hundred pounds of Tobacco and Caske which he was forced to pay to M ^r William Wilby of Virginia in regard of his the plant giveing the defendant a passage from Virg ^a to Maryland upon his Entreaty pretending he was a freeman and proved to be a Servant for reparcōn wherein and for Damages the plt. craves releife p at p ^r petition the defend ^t in Answer Sayeth that the plt. knew before he gave him his passage upp that he was a Servant, and after he was Come upp did hire him as a Servant and alledged he could prove that the plantiffe knew of his being
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Liber B. a Servant as aforesaid by Some Testimony in Virg^a and desires time for that purpose. It is therefore ordered that the further hearing be respited till the next Court and the defend^t is by that time to produce his proofes peremptorily

Daniell Clocker plt } The Complt moveth the Court to have
Tho: Cornwallis Esq def^t } releife against the defend^t for Corne and
Clothes w^{ch} was due to him as he alledgeth for his Service to
the Defend^t to which the defendant in Answer pleadeth the
Statute of Limitation of Accōns, And the Court thereupon
P. 414 after reading of Severall former orders made in this Cause
thought not fitt to give the Complt any reliefe upon this his
Complaint but dismisseth the Suit

Thomas Cornwallis Esq plt } Whereas the hearing of this Cause
Thomas Gerrard Esq def^t } was the last Court referred to be heard
the tenth of April next, It is now ordered that the hearing
thereof be further respited till the Court appointed the Seventh
of June next

Thomas Gerrard Esq plte } The Compts Suit being for the Choice
mr Cuthbt ffenwick def^t } of one Colt out of two due to him upon
Agreem^t and Valuable consideration Given. The Defend^t
acknowledgeth the Bargaine but alledgeth that the Complt
delayed to receive the Colt till both those of which he was to
have his Choice were dead, And the Complt alledging that he
had not any way Neglected to receive the Colt, but that the
defend^t had Neglected the delivery contrary to his Bargaine,
And the defend^t thereupon craving respite till the next Court
to produce his proofes. It is ordered accordingly and the def^t is
then to produce his proofes peremptorily.

John Nunne by mr }
Henry Coursey his Attorney } plte } The Complt Sues the defend^t for
mr Cuthbert ffenwick defend^t } a hogshead of Tobacco lent to him
long Since for which he hath yet
Received noe Satisfaction though often demanded, And the
defend^t in Answer denied that the Complt had lent him any
Tobacco; but confessed that upon the Comptes request (he
the defend^t being bound for Virginia) to dispose of a hogshead
of Tob: of his and to be accomptable, he the def^t caused the
Said hogshead to be brought aboard the Vessell which was then
bound for Virginia, and that upon Sight thereof it proved to be
rotten & unmerchantable, for prooffe whereof he desired
respite till the next Court, which is ordered accordingly, And
the defend^t is then to produce his proofes peremptorily.

The Deposition of Markes Pheypo aged 35 years or thereabouts being Sworne and Examined this day in open Court. Sayth. Liber B.

That m^r Cuthbert ffenwick being about five or Six years Since a Shore at S^t Inegos ffort requested this Depon^t that he would Sett him aboard of Cap^t Burbages Sloop. Comeing aboard the Said m^r ffenwick desired this Deponent that he would take Notice of a hogshead of Tobacco whether it were Merchantable or noe, he this depon^t answered that, that hogshead was not Merchantable, the Same being rotten So far as this depon^t did View the Same. p. 415

And further m^r ffenwick did desire this depon^t that he would help to head it, for the head was then out, And further Saith that the Said m^r ffenwick could not then conveniently put the Same ashore having noe Boate for that purpose, and the Sloope in Short time after Setting Saile for Virginia And further Sayth not.

Robert Taylor by his Attorney }
John Hambleton }
Robert Brooke Esq defendant }

According to the direction of
an Order made in this Cause the
20th day of January last, the parties

now attending, and the Compl^t by his Said Attorney produceing his proofes, And the defend alledging that the pltes marke Expressed in his Petition, and the Marke appearing by the proofes were different, It is ordered that the Wittnesses that viewed the hogs killed Shall view the Compltes hogs, that by Testimony upon oath or otherwise the Court may be Certified whether the Marke of the hogs killed doth agree with the Marke of the Said Taylors hogs or not, That the Court may proceed thereupon as Shall be thought fitt, And for this purpose the further hearing is respited till the next Court

Phillip Harwood aged 35 yeares or thereabouts Sworne and Examined the 20th of ffebruary 1652 Sayth.

That in or about November last past your Depon^t being then Servant to m^r Robert Brooke and being at work helping the Carpenter there came in one of m^r Robert Brookes his Children, and Said that there was wild hogs in the Neck, whereupon Tho: Brooke tooke his Gunne and Called John Taylor to go out with him, not long after this Depon^t was Called to goe and Singe a hog, w^{ch} your Deponent did it being a Marked Barrow of a midle Size w^{ch} mark was the right Eare Cropt with a half moon under the Said Crop, the left Eare being Slitt with the upper part of the Slitt cutt away in Manner of a Square, And further this Deponent did hear his then Said Master Say if the right owner Came he would give him Double Satisfaction, And further Sayth not p. 416

Sworne before me Rich^d Preston

Liber B.

Ishmaell Wright Sworne & Examined the Sixteenth of March 1652.

Sayth. That being at worke with master Robert Brooke there Came in one of the Children and Said there was hogs in the Neck, whereupon Thomas Brooke and John Taylor tooke 2 Gunnes m^r Brooke being present, And after they being gone a Little while your Depon^t heard the report of four Gunnes and about an hour after m^r Robert Brooke Came to yo^r Depon^t and desired him to goe with him into the house, And from thence yo^r Depon^t went with and the rest where they Said there was a hog killed, And when yo^r Depon^t Came there the Said Robert Brooke Shewed yo^r Depon^t a marked hog that was killed and desired yo^r Depon^t to Cutt off the Eares and take Notice of the Marke (Saying) that if the right owner Came he would Satisfie for that and another that was killed, which mark was thus to the best of yo^r Deponents knowledge viz^t the right Eare Cropt with a half moone under the Crop, the left Eare had the upper part Cutt away in Manner of a Square And further Sayth not.

Sworne before me Rich^d Preston

John Taylor aged 23 years or thereabouts Sworne and Examined the 20th ffebruary 1652 Sayeth

That being at work at m^r Robert Brooke his house in or about November last past there came in one of m^r Brooke his children and Said there was wild hogs in the Neck whereupon Thomas Brooke tooke his Gunn and went out and called yo^r Deponent, and Comeing back againe met with Some hogs, and the first hog that came was a marked hog which they let pass the rest were unmarked as farr as yo^r Deponent knoweth, whereupon the Said Thomas Brooke Shott amongst the Said Hogs and likewise this Deponent and lamed two Marked hogs
 p. 417 and killed two unmarked hogs, whereupon, m^r Robert Brooke came, and Seeing the two hogs hurt Comāded that they Should be killed out right, and Said if the owner of them Came he would Satisfie for them, and withall called one Ishmaell Wright and this Deponent to take Notice of the Marks, (w^{ch} Marks) was to the best of this Deponents knowledge thus viz^t the right Eare Cropt with a half moon under the Said Crop And the left Eare Slitt and the upper part of the Slitt cutt away in Manner of a Square

Sworne before me Rich^d Preston

Andrew Scot Sworne and Examined the 20th ffebruary 1652. Sayeth.

That m^r Robert Brooke did tell this deponent that he would give his Master Robert Taylor Satisfaction for the two Marked

hogs that he had killed if he could proove or Sweare they were his and further Sayth not. Liber B.

Sworne before me Ri: Preston

John Taylor and John Gramer Sworne and Examined the 20th ffebruary 1652.

Sayth That m^r Brooke did Say to Robert Taylor that if that he could proove the two hogs to be his that was killed that he would Double the Value of them according to Law. and further Sayth Not.

Sworne before me. Ri: Preston

M ^r John Henry & Willm Coursey pltes M ^r Thomas Daines p Geo: Mee Attorney Defendant	}	The Compl ^t Sues for Damages for non perform- ance of Covenants accord- ing to agreem ^t in writing m ^r Mee the defendants Attorney desires respite till he may Send to the defend ^t for his Answer, The Court thereupon doth respite the further hearing hereof till the next Court and will then proceed to give the plt Such reliefe upon their Covenant as Shall be fitt
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Thomas Gerrard Esq pt m ^r Cuthbart ffenwick def ^t	}	The plantiffe Sues to be releived for that he paid to the def ^t who was then Cap ^t Richard Ingles Attorney Eight hundred Sixty and four pounds of Tobacco and four pounds and half of Beaver as full Satisfaction of a Bill dated the fifteenth of ffebruary 1643 wherein he was bound to the Said Ingle for paym ^t thereof and that the Said defendant hath not according to his undertakeing delivered up the Said Bill, But he is Liable to be Sued for the debt thereupon, Cap ^t Thomas Cornwallis who hath or lately had the Same in his Custody haveing demanded Satisfaction againe upon the Same and desires that he may either have his Bill deliv- ered up or his Tobacco and Beaver paid upon the Same, to be restored with Damages, To which the Def ^t acknowledgeth that he being Cap ^t Ingles Attorney received the before Mentioned Tobacco & Beaver in Satisfaction of the Said Bill, but by reason of the plunder was disabled to deliver up the Bill: and Cap ^t Cornwalleyes now present in Court being Assignee or Attorney of the Said Ingle alledgeth that he hath not the Said Bill now in his Custody nor ought as he conceives to be Com- pelled to the delivery up thereof, and the Compl ^t offering to take his oath that the Bill which Cap ^t Cornwalleyes Shewed him Since his last Comeing in and upon which he demanded Satisfaction as aforesaid was the Bill in question, And the def ^t offers also to take his oath that he was Ingles Attorney, And that if he might See the Bill which the plantiffe alledgeth he Saw in Cap ^t Cornwalleye's hands, could depose whether it were
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p. 418

Liber B. the Bill in question or not, It is therefore Ordered that Cap^t Cornwalleyes Shall the next Court bring in the Said Bill there to be pused that further order may be take thereupon as Shall be thought fitt.—

William Whittle plt Cap ^t Robt Vaughan By Henry Coursey his Attorney defendant	}	The plt for two Cowes a heifer Calfe and a Bull Calfe and a yearling heifer assigned to him and others whose title he hath Anno 1648 by m ^{rs} Margaret Brent understood to be his Ldps then Attorney towards Satisfaction of their Sallary as ffort Soldiers, which the defendant in a forcible manner tooke out of the possession of John Salter not long after with their increase and Damages. To this the defendant by m ^r Coursey his Attorney moveth to have the Cause Res- pited till the Second day of the next Assembly which is ordered accordingly and both parties are to attend without furth ^r notice at the Court then to be held.
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Edward Hall & Rebecca his wife Adm ^{rx} of Geo: Manners deced By Henry Coursey Attorney plt. William Hardwich deft	}	The plaintiff in point of
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P. 419 Equity moves that the defendant now present in Court may declare upon oath whether he received of George Manners before his Death any Satisfaction upon the Judgment of twelve hundred pounds of Tobacco of the 11th of october 1650, And how much upon perusal therefore of the decedents Accompts upon Record in that particular and of an order of the 22th of June last made upon the Mocōn of Edward Hall touching the Matter in question. It is ordered that the defendant Shall by the next Court Declare upon Oath according as is moved that the Court may receive Satisfaction therein, the Court will then upon the defendants Contempt or Neglect in that particular proceed to the plantiffes reliefe. as Shall be fitt. William Hardwich in obedience to the Order of Court above written and in Answer thereunto upon his Oath Sayth That he did not at any time before the death of George Manners receive from him or any other any Satisfaction or part of Satisfaction of the twelve hundred pounds of Tobacco and Caske for which the Said Manners acknowledged a Judgm^t upon Record to him this Deponent the Seventh of October 1650

Sworne in open Court

To the Worshipfull Governour & Councell

This is to let you understand that I Robert Taylor of Putuxent Doe here peticōn and make my Complaint of m^r Brooke of Putuxent Esq for killing of my hogs, two Barrowes the one two yeare old and the other one year and three quarters

marked of Such a Mark Cropt of the right Eare and a half moon underneath, and a Square of the left Eare, & a hole on the Same eare with two Shotes unmarked which belonged to the Same Company, which I lay Claime to be mine, Soe I desire that I may have Justice done me and that is all the Satisfacōn I desire: Liber B.

At a Court held at S^t Maries the 23 } Present as the day before
March Anno Domini 1652 }

Capt William Mitchell plt } Upon Mocōn on the defendants be-
Henry Cox defendant } halfe Informing that by reason of Some
hurt he was disabled to appeare. It is ordered the plt being
p^rsent that the hearing be respited till the next Court and the
defendant to appeare then by himself or his Attorney peremp-
torily

Memorandum that I William Batten do desire and Authorize p. 42c
m^r Thomas Hatton Secretary of this Province to Mediate on
my behalfe with the Governour touching a Matter in difference
betwixt the Said Governour and my Selfe now depending in
Court, And doe Engage my Selfe hereby to Stand and per-
forme what end the Said m^r Hatton Shall procure to be made
therein either by order of Court or otherwise Soe farr as the
payment of all or any the Charges of Suit in the Said Cause
or difference Shall Extend. Wittness my hand this 21th of
January 1652

Wittness
Henry Coursey

The mark of
Willm W Batten

To the Honourable the Governour & Councell of
Maryland

The Petition of Robert Brooke Esq

Humbly Sheweth.

That in or about the Months of January or ffebruary last was
a twelve month yo^r Said Petitioner haveing a Drove of Hogs
Sixteen in Number which usually beded in m^r Cuthbart ffen-
wicks Land near to the land of yo^r Petiton^r the Said Cuthbart
ffenwick killed & caused to be killed & lost ten of the Said
hogs whereof one Great large Bore, which, defended the rest
of the hogs from the wolves really worth three hundred weight
of Tobacco two Great large Sowes that Cost two hundred and
fifty weight of Tobacco a piece four other Sowes and three
Barrowes, the fellowes of them the last Slaughter time worth
two hundred and fifty weight of Tobacco a piece to the Great
Damage of your Petitioner, besides the Encrease of Tenn
Sowes more (then) at your Petitioners Dwelling house which

Liber B. your Petitioner lost for want of a bore, And four of those Sowes rann away to John Medleys of Newtown for want of a Bore which cost your Petitioner eight hundred weight of Tobacco, and them he could not yett home nor knows how to gett home, all which yo^r Petitioner tenders to the Consideracōn of this Honourable Court that he may be righted according to Law and Conscience, and Soe he Shall Ever pray.

Robert Brooke Esq plt }
 m^r Cuthbt ffenwick defendt }
 p. 42¹ The Compltes Suit being for Satisfaction for Divers hogs of his which the defendant (as he alledgeth) unlawfully killed and Caused to be lost above a twelve month Since of the Value of 3350^t Tobacco and Caske with other Great Damages occasioned thereby (pnt p Petition) And the def^t in Answer denying that he killed any hogs of the Complts. And the Complt produceing Some proofs The Defendant thereupon desired time to produce his proofs It is thereupon ordered that the hearing be respited till the next Court And the defendant is then to produce his proofes peremptorily.

The Deposition of Anthony Kitchin aged 21^{ty} yeares or thereabouts Sworne and Examined this 22th day of March 1652 Sayth.

That in or about April last this deponent going with Robert Brooke Esq his Master to the house of m^r Cuthbert ffenwick upon Putuxant River where this deponents Said Master desireing ffriendship Toung the Said M^r ffenwicks then overseer (as this deponent taketh it) to Shew him the Eares of Some hogs then lately killed by the Said m^r ffenwicks Servant as was Informed, the Said Toung thereupon Shewed to this Depon^{ts} Said Master the Eares of five hogs or Swyne Marked with this Depon^{ts} Masters Marke being Cropt on both Eares and a hole under the Crop on the right Eare, and two Slitts in the Crop on the left Eare And further Sayth not

Sworne die & Anno Sup^a Dict Coram me Tho: Hatton

The Deposition of Thomas Cole aged 34 years or thereabouts Sworne and Examined in open Court this 23 day of March 1652 Sayeth.

That Comeing upon M^r ffenwicks land in ffebruary last was a twelve month or thereabouts, in the Night there Came hogs to the place where m^r ffenwick m^r Eltonhead and Some Servants and he this deponent (had taken up their quarters) which hogs being discovered m^r ffenwick and the rest and he this Deponent Rose up and killed Six of them with Gunns and

Dogs viz^t three large Soves and one large Bore one young Liber B.
Sow and one young Barrow, the Boare being of a Grisled
Colour wth Black Spotts, which Said Bore was ffiled by this De-
ponent, but for the marks this Deponent remembreth not. And
further sayeth not

Sworne in open Court

Upon the motion of Robert Brooke Esq. Shewing that Wil- P. 422
liam Stevens and Thomas Thomas have procured Surveys of
Land on the South Side of Putuxant River without Warrants,
for which land he the Said m^r Brooks had a promise from the
Governour, and prays that the Said Surveys may be made
Null, And m^r Clarke the Surveyor present in Court alledgeth
that the Said Survey's were according to Warrant, It is
ordered That m^r ffenwicke and Peter Johnson doe View the
land Surveyed and Certifie whether the Surveys be according
to the Warrant: yea or no And thereupon the Court will take
Such further order as Shall be fitt.

Mr John Ashcombe plant } Upon Reading of a former Order
Ismeall Wright defendt } made in this Cause of the 24 day of
November last whereby the hearing was respited till the Sur-
veyors returne from Annarundell the Complots Suit against the
defendant being for disturbing him in his possession of his
land upon Putuxant River according to the Certificate of Sur- P. 423
vey thereof upon Record dated the Sixth of August 1651 by
altering his bound Markes cutting down Trees &c M^r Robert
Clarke his Lordships Surveyor Generall now present in Court
informing on the defendants behalf that the alteration of the
bound Markes Complained against was by his direction occa-
sioned by a Mistake in the Survey as he alledged therein But
the Court being of opinion that after a Survey Entred upon
Record the Surveyor Cannot without order of Court or the
Tenants Consent alter the Same And It appearing that the
plantiffes trouble & Charge in the Suite hath been occasioned
by the Surveyors unwarrantable proceedings in the premisses
the Court This Court thereupon with the Consent of the plan-
tiffe and the Said Surveyor doth order that the plt Shall
peaceably enjoy the possession of the Land in question
according to the Survey aforesaid, And if upon a new Survey
it Shall appeare that the plantiffe hath upon the Said Survey
upon Record dated the 6th August 1651 any more land then
the Same was then Surveyed for, the Governour is willing to
Grant the Same unto him he paying his Ldps Rent for the
Same of which new Survey and Grant if any hapen to be, the

Liber B. Surveyor is to beare the Charge, and either party is to beare his owne Charges in this Suite

Memorandum that Such part of the foregoing Entry under which black lines are drawn Signifies that the Same words are Struck out in the Orriginal Record Book

Thomas Bushell appointeth Cap^t William Mitchell his Attorney in the Cause betwixt him and m^r Cuthbart ffenwick Wittness his hand this 23 days of March 1652.

Thomas Bushell

Cap^t John Price Maketh oath this 23 of March 1652.— Sayth. That Humphrey Atwixe had a bore which kept Company with this Deponents hogs which Said Bore William Marshall did Cutt or Geld at this Deponents Penn, after which time of his Cutting the Said Bore left the Company of this
p. 424 Deponents hogs and went to Owen James Hogs, after which time the Said Humphry Atwixe did kill the Said Bore or Barrow as Owen James Informed this deponent and did dispose of him for his owne use. Sworne in open Court

Henry Pountnell plt } The Compl^t Suit in Equity being for
Marke Blomfield def^t } three Hundred and twenty pounds of Tobacco and Caske upon a Bill which is lost, the def^t acknowledgeth the Debt, It is thereupon ordered that the def^t pay the Said three hundred and twenty pounds of Tobacco and Caske to the plt.

Capt William Mitchell plt } The plantiffes Sues for four Breeding
Mr Robert Clarke defend^t } Sowes with their Increase from Christmas 1650 & nine hundred pounds of Tobacco and Caske, the defend^t confesseth the nine hundred pounds of Tobacco and three Sowes Comeing to Seven hundred and fifty to be due which he is ordered to pay to the Compl^t being in the whole Sixteen hundred and fifty pounds of Tobaccoe and Caske

Mrs Kathorne Hebden by }
Wm Marshall he Attorney } plt } The plt Sues for a Bull killed as he
Richard Bennit defend^t } alledgeth by the defend^t the def^t Sayth he Shott the Bull, But did it by the plts Attorney's Direction, and the Complts Attorney confesseth he willed him to kill a Steer of his Ldps but he Shott a Bull of m^{rs} Hebdens and confesseth that he the Said Attorney Carried away the Bull by Governour Calverts direction who promised to make Satisfaction, The Court therefore dismisseth the Suit as to the defend^t and Leaveth the plt to Seeke reliefe where it is proper with Twenty and five pounds of Tobacco to be paid by the plt to the def^t and Charges of Suit

Thomas Bushell plt
ffreindship Toung and
mr Cuthbt. ffenwick deft } The plantiffe Sues to be releived against Liber B.
the defendant upon a Bill date 21th Jan-
uary 1651 for one able man Servant
betwixt Eighteen and twenty five yeares of age with four years
to Serve at least, or otherwise a Boy for Seven years or above
with Good Sufficient apparell to be delivered at Christmas
then next, the defendt acknowledgeth the Bill but alledgeth the p. 425
want of Servants Shiping not Comeing in, It is ordered that
the defendants by the last of may performe their ingagem^t or
in default thereof Execution and the Bill to be
Bill Cancelled delivered up to be cancelled.
9^o Junij 1653. Execut ag^t the body of m^r Cuthb^t ffenwick
ad Satisfaciend

Upon the Motion of Henry Hide Servant to m^r Laurence
Starkey to be relieved against the Said m^r Starkey, alledging
that he would keep him a perpetual Servant, The Court being
fully Satisfied of the Complainants Grievance, m^r ffenwick
Attorney to m^r Starkey alledging what he thought convenient.
The Court orders that the Complain^t returne home to his Said
Master and to Serve him from the Last of October next
Ensueing this date untill three years be fully Compleated and
Ended, In Consideration whereof the Said m^r Starkey is to
give to the Complainant at the Expiration of the aforesaid
Time one heifer of two years old one Sow of one yeare old
with Corne and Clothes according to the Custome of the
Countrey

mr Thomas Hatton his Ldps } His Ldps Said Attorney Generall on
Attorney Generall plaintiff } the behalf of his Ldp Suing to be
Seigar Jacob Dirickson by } relieved touching a Bill of Seven hun-
John Hatch Defendant } dred ninety and five pounds of To-
bacco and Caske due from Thomas Warr to the defendant Dir-
ickson and assigned by the Said Derickson to Thomas Greene
Esq Deceased his Ldps then Receiver towards Satisfaction of
Soe much of his Ldps Custome which Bill was accepted by the
Said m^r Greene, in case the Said Warr did make paym^t thereof
otherwise to be returned And the Defendants Said Attorney
alledging what he thought fitt in the Busieness, It is Ordered
that the Bill be deliv^d up to John Hatch the defendants
Attorney and the Seven Hundred ninety and five pounds of
Tobacco and Caske to be paid to his Lordship or his Said
Attorney Generall in Satisfaction of Soe much of the Customes

Mr Thomas Hatton his Ldps } The Complainant Sueth to have p. 426
Secretary plantiffe, Skyper } Satisfaction for the remainder of Cer-
Jacob Derickson by John } taine Goods, to have beene delivered
Hatch his Attorney defendt } him upon S^t George's River by Christ-

Liber B. mas 1651 at the price they might be bought for in Holland according to the Defendants ingagem^t, Comeing by the defendants account to thirty Seven Guilderd and two Stivers, And the defendants Attorney craveing a reference to the next Court, upon perusall therefore of the accompt touching the Said Goods, It is ordered that the defend^t or his Attorney Shall pay to the Complainant five hundred pounds of Tobacco and Caske in Liew of the Goods in question unless Cause be Shewed to the contrary by the next Court.

Cornelius Canada plte } The plantiffe Sues to be relieved
Thomas Gerrard Esq deft } against the defendant for a house and
Divers other Goods to have been allowed him in consideration of his time of Service appearing by Covenant upon Record and Damages, The Defendant denyes that the plantiffe did performe Conditions but deserted his Service by running away as also that he much Damnified the defendant, by purloyning his Goods upon his goeing away to a great Value as he can make appeare by prooffe, which he conceived to have been Recorded but not finding the Same upon Record according to his Expectation, Craveth a respite untill the next Court, which is Ordered accordingly, and that the defendant may in the meane time Examine what Wittnesses he Shall think fitt,

To the Honourable the Governour & Councell of Maryland
The Petition of Robert Brooke Esq.
Humbly Sheweth.

P. 427 • That he being Estaticd by Warrant in two thousand Acres of Land on the North Side of Putuxent River over against his first plantacōn upon Mocōn of the Governour did Exchange one Thousand of it, for a thousand at Mattapania, but the Indians being presently after there Seated by order of the Governour, this Petitioner Complayned thereof to the Governour that it would be to the Loss of his land whereupon the Governour willed this Petitioner to take up one thousand Acres for it on the South Side of the river which your Petition^r accordingly did & long Since tooke up the two next Necks, below the Indian Towne and Marked the Said land, but about October last Willm Stevans and Thomas, Thomas going up the River to take up Land and having a mind to the Said Necks, yo^r Petitioner acquainted them that he had long before taken up that land and marked it, Whereupon Thomas, Thomas would have bought it of yo^r Petition^r and offered him Cattell for it which your Petitioner refusing, they went Cunningly to worke and laboured to defraud your Petitioner thereof by a Warrant that would noe wayes Extend to it. William Stevens procured a Warr^t for 400 Acres of Land

next and adjoyning to John Ashcombs Land, and Tho: Thomas Liber B.
had another Warrant for 400 Acres of land adjoyning to
Willm Stephens his land, And when the Surveyor lately
came up the River, they Carry him at a Great distance from
John Ashcombes land, and gett him to Survey the two Necks
that your Petitioner had formerly taken upp, yo^r Petitioner
therefore prayeth that this fraudulent Survey be pronounced
Null and Void and not admitted upon Record, And that your
Petitioner be Estaticd in those two Necks according to Law and
Conscience. And your Petitioner Shall Ever pray &c.

The 21th of March. Received by me Cap^t William Stone of
Henry Potter the full of one hundred pounds Tob: in Caske
and is in full of all Bills and Accompts whatsoever I Say reced
p me William Stone

Henry Potter his Marke for Cattell and hogs viz. Cropt on
the left Eare and a Slitt in the Crop, And the right Eare Slitt

27^o oct 1653— Henry Potter one Cowe which he bought; under-
haved on the left Eare and Cropt on the right
which he giveth to his wife together with her increase and
recordeth accordingly.
Wittness his Mark X
Test Thomas Hatton.

Walter Waterlin his Marke for Cattell and Hogs, viz The p. 428
right Eare Cropt and two Slitts in the Crop. And the left Eare
Slitt Down, and the Upper part taken away.

Robert Smith his Marke for Cattell and hogs viz. A Slitt on
both Sides Each Eare in the Manner of a flower de Luce not
Cutt out

John Sturman his Marke for Cattell and hogs viz. Cropt on
the Right Eare and two Slitts in the Crop. And the left Eare
Slitt down and the under half cutt off.

At a Court held at S^t Maries
the 24th day of March 1652
Present as the day before

John Sturman Attorney
of Zephania Smith plte
Henry Bishop defendt }

The defendant now appearing by his
Attorney according to an order of the 23th
of November last and acknowledging the
debt upon a Bill dated the 19th day of March 1649 wherein he
the defendant was bound to Zephania Smith for payment of

Liber B. Bill cancelled 360^l of Tob: & Caske the tenth of November then next with reasonable Satisfaction for non paym^t and Damages, It is ordered that the defendant Shall pay to the plantiffe four hundred and fifty pounds of Tobacco and Caske in full Satisfaction of the Said Debt & Damages And the Sheriffe to be discharged as touching the defendants non appearance mentioned in the Said former order
Execut Sup ꝑson ad Satisfaciend 11^o Augusti 1653

Robert Smith demandeth of Humfry Atwicks the Administrator of William Stephenson deceased two hundred pounds of Tob: & Caske as due to him out of the Estate of the Said decedent

Upon Motion made this day by m^r Henry Coursey on the behalf of Cap^t William Hawley and upon Relation to the Court by Cap^t Thomas Cornwallyes and m^r Robert Clarke his Ldps Surveyor Generall of the Titles of m^r Jerome Hawley deceased and upon perusall of the Deeds upon Record of m^r James Hawley, whereupon the Said Cap^t Hawley Claims The Court conceiving that m^r Jerome Hawley had right to Six thousand Acres and upwards which is not yet taken up ; It is thought fitt with the Governours approbation that for the present a Warrant be Granted to the Said Cap^t Hawley for Six thousand
p. 429 Acres of Land onely where he now Liveth not formerly taken up, And that upon Survey thereof a Grant or Grant be passed to him or his Assignes for the Same towards Satisfaction of the Debt assigned to him the Said Cap^t Hawley by the Said m^r James Hawley.

Robert Brooke Esq plt } The Complt Suit being for 637^l Tob:
Cap^t William Mitchell deft } & Caske w^{ch} he claimed to be due to him from the defendant upon account and that def^t had promised payment but now refused ꝑnt ꝑ Petition, And the defendant denying the Acco^t and promise of payment, And the plantiff wanting his proofes desires respite, It is ordered that the hearing be respited till the next Court, And the plantiffe is then to produce his proofes

To the Honble the Governour & Councell of Maryland.

The Petition of Robert Brooke Esq
Humbly Sheweth.

That he having Supplied Cap^t W^m Mitchells people with divers Goods for Necessary Clothing by the Entreaty and appointment of m^r Henshame, m^r Geary and Richard Hoskins (as by a particular annexed will appeare) the Said Cap^t William

Mitchell promised your petition^r payment but unmindfull of his promise and regardless of his ingagem^t he hath Still Neglected and refused paym^t which makes your Petitioner to move the Court for releif and Justice and he Shall ever pray &c. Liber B.

William Smith plte
Capt Wm Mitchell def^t
and Capt Mitchell pl^t
Willm Smith def^t

These two Causes Comeing this day to be heard William Smith in the Cause wherein he was Complt Sueing to be releived touching Certaine Goods and other things referred to a further Tryall by an order of Court of the 23th of Aprill last And Cap^t Mitchell defendant in that Suit denying he had any of the Said Smithes Goods and Craveing to be releived against that order and prosecution thereupon as illegall. And the Said Cap^t Mitchell in the Cause wherein he was plte in an Action of the Cause Claiming the Said Smith as his Servant, and Sueing for divers Goods detained from him by the Said Smith and other Damages to a Great Value Expressed in the Said Cap^t Mitchells Declaration thereof, To which Claime of Service Smith denying any Service to be due and pleading the Said Order of of the 23th of Aprill last, and denying also to have any Goods of the Said Mitchells. And proofes being tendred on both Sides in both Causes, The Court taking the Busieness into Serious consideration, and not thinking fitt to Meddle with the reversing of the Order of the 23th of Aprill as being more proper for an Assembly if there be Cause; And the Matter of these Suites having long depended, and Many Depositions taken therein on both Sides contradicting one the other as is conceived, It is therefore thought fitt and accordingly ordered that all differences depending in this Court betwixt the Said parties be referred to the determinacōn of the next Generall Assembly to be held for this Province And that all Such Tobaccos or other Goods taken in Execution upon the Said Order of the 23th of April last or the price payable for them Shall rest in the hands of those persons where now they remaine till it Shall be determined by the Said Assembly (upon the hearing of the Cause) how the Same Shall be disposed of. P. 430

Cap^t William Mitchell plte Willm Smith defend^t Cap^t William Mitchell of S^t Thomas in the Hundred of S^t Maries in the County of S^t Maries in the Province of Maryland demandeth of Willm Smith of the S^d County and Province in an Action of the Case for that he the Said Willm Smith being Servant to the Said William Mitchell hath for Many Months last past absented himself from his Service and Still doth absent himself, although the Said William hath in open Court demanded his return by meanes whereof your Petitioner hath been damni-

Liber B. fied to the Value of Twelve hundred pounds of Tobacco and Caske and therefore, and for two Shifting Chests, Servants Clothes knives a Brass Skillett and other Goods of the Said William Mitchell to the Value of Six hundred pounds of Tobacco and Caske which the Said William Smith detaineth and for the Remainder of the Said William Smiths Service due by the Custome of this Province the Said William Mitchell brings his Action.

William Mitchell

The Deposition of Vincent Atcheson Sworne and Examined in open Court this 22th March 1652 Sayth

p. 431 That being at Debtford comeing for these parts of America I this Deponent met with William Smith now of this Province and asked the Said Smith whether he was bound to Virg^a further asking the Said Smith whether he was Cap^t Mitchells Servant to which he answered yes. further asking the Said Smith for how long time he the Said Smith Answered for four Years further Saying that he the Said Smith was to fish or fowle or be a bayly for Husbandry or do any other worke in the Countrey, further this deponent maketh oath that the Said Smith Sold aboard the Ship Canvis Suites and Red Cotten Suites and Red knitt Caps for beer and biskett Cakes which Said Goods was Shipped in the Name of Cap^t William Mitchell as the Said Smith did report, further this deponent Sayth that he Saw the Said Smith take out of the Chest which was Shipt as afore in the Name of Cap^t Mitchell three Dozen of Trading knives, the Said Smith telling this Deponent that he Carried them ashore to get Victualls. And further Sayth not.

Tho Hatton

The Deposition of Thomas Gerrard Esq Sworne and Examined this 22th March 1652.

Sayth, Being in the Governours house at a Court time as he conceives, with the Governour and Some of the Councill upon reading of a Letter produced by William Smith to the Governour, then concerning a Suite depending betwixt the Said Smith and Cap^t William Mitchell, the Said Mitchell asking the Said Smith whether there was not a Cullattorall Bargaine or to that purpose, after the Said Smiths Comeing to London to which question the Said Smith replied that there was And that he was to Serve the Said Mitchell four yeares in the Manner of Bayly to looke after the Said Mitchells Husbandry, or to that effect or to fish or fowle or kill Deare for the Said Mitchell further the Said Smith Replied that Notwithstanding the Cullattorall Bargaine at London that the Said Cap^t Mitchell

p. 432 after his arival here did turne the Said Smith out of his house,

biding him go and provide for himself, many other passages Liber B.
there were between them which this Deponent doth not now
remember

Jurat Coram me Thomas Hatton

William Smith taxing Cap^t Price in open Court, That aboard
m^r Husbands Ship he Said that the Suit depending betwixt
Cap^t Mitchell and the Said Smith Should never have an End,
The Said W^m Smith now acknowledgeth that he hath done
Cap^t Price wrong and Craveth his pardon,

To the Hōnble the Governo^r & Councell for the
Province of Maryland.

The Humble Complaint of Thomas Cornwallis Esq
against Thomas Sturman & John Sturman Coopers
& William Hardwich Taylor.

Sheweth.

That Whereas it is well knowne that the Complt was one of
the Chiefe and first Adventurers for the planting of this Prov-
ince, and therein besides the danger and hazard of his Life and
health, Exhausted a Great part of his Estate not only in the
first Expedition, but alsoe in yearly Supplyes of Servants and
Goods for the Support of himself and this then Infant Collony
by which and Gods Blessing upon his Endeavours, he had
acquired a Settled a Comfortable Subsistance haveing a Com-
petent Dwelling house, furnished with plate Linnen hangings
beding, brass, pewter and all manner of Houshold Stuff worth
at the least a thousand pounds, about twenty Servants, at least
a hundred Neat Cattell a Great Stock of Swine and Goats
Some Sheep and horses, a new pinnace about twenty Tunn
well rigged and fitted besides a New Shallop and other Small
boates, with divers debts for Goods Sold to the quantity of
neare A Hundred thousand weight of Tobacco, all which at
his going for England in or about Aprill 1644 he left and
deposited in the Care and Custody of his Attorney Cuthbert
ffenwick Gent, who in or about ffebruary following comeing
from the Ship of Richard Ingle Marriner was as Soon as he p. 433
Came ashore, Treacherously and illegally Surprized by the
Said John Sturman and others, and Carryed prisoner aboard
the Said Ingles Ship, and there detained and Compelled to
deliver the Compls house, and the rest of the premisses into
the possession of Divers ill disposed persons whereof the Said
Tho: and John Sturman and W^m Hardwich were three of the
Chiefe, who being Soe unlawfully possest of the Said house,
and the premisses plundered and Carryed away all things in
It, pulled downe and burnt the pales about it, killed and

Liber B. destroyed all the Swine and Goates, and killed or mismarked almost all the Cattle, tooke or dispersed all the Servants, Carried away a Great quantity of Sawn Boards from the pitts, and ript up Some floors of the house, And having by these Violent and unlawfull Courses, forst away my Said Attorney, the Said Thomas and John Sturman possest themselves of the Complt house as theire owne dwelt in it Soe long as they please and at their departing tooke the locks from the doors, and the Glass from the windowes, and in fine ruined his whole Estate to the damage of the Complt at least two or three thousand pounds, for which he humbly Craves the Justice of this Court against the Said Tho: and John Sturman and Wilm Hardwich towards the repaires of his Great Damage and loss wherein they have been no Small Shares, and he Shall Ever pray &c.

P. 434 Thomas Cornwalleyes Esq plt } The Complt Sues to be
 Tho: & John Sturman & Wm Hardwich defts } relieved in Equity against
 the defendt for plundering and Carrying away of his Goods
 and houshold Stuff about the yeare 1645 and other Great
 Damage pnt p petition to the Value of two or three thousand
 pounds Sterling, To which Charge the defendants pleading
 the Statute of Limitation, and the Same being Doubtfully un-
 derstood It is ordered by consent on both Sides that the hear-
 ing be respited till the next Generall Assembly to be held for
 this Province and the defendant Hardwich putting in Security
 to appeare and Answer at the Said Assembly to the plan-
 tiffes Suit

Thomas Cornwallis Esq plt } Upon the Reading of an order made
 Thomas & Jno Sturman deft } in this Cause the 20th January last where-
 by the hearing was respited till this Court, It is now by con-
 sent on both Sides ordered that the hearing be further respited
 till the Next Generall Assembly and both partyes are then to
 attend

Thomas Cornwalleyes Esq plt } The hearing of this Cause being by
 John Sturman defendant } Order of the twentieth of January last
 respited till this Court, It is Now ordered by consent of both
 partyes that the hearing hereof be respited till the next Generall
 Assembly and both partyes are then to attend.

John Carington plf } The Complt Suit being for Corne and
 Mr Lawrence Starkey } Clothes according to the Custome of the
 by mr ffenwicke his Attory } Province in Consideration of his time
 Served his Master the defendant, It is ordered that the Complt

Shall for the present have his corne and one Shirt and as touching the rest of his Clothes and other things claimed p at p Petition It is ordered that the further hearing, as touching them be respited till the next Court where the defend^t may by himself or Attorney make what further defence he Cann if he think fitt and then the Court will proceed to give the plantiffe releife if there be Cause. Liber B.

The Deposition of m^r Thomas Carpenter aged 47 yeares or thereabouts Sworne and Examined in open Court. this 24th March 1652.

Sayth.

That being present at S^t Inegos house about the Eighteenth of october last John Carrington did demand of M^r Lawrence Starkey his freedom to which m^r Starkey answer'd that he was not free untill Christmas then next or thereabouts to the best of his knowledge, further Saying that if he did not make it appeare before Christmas aforesaid that he the Said Carrington was not free untill Christmas aforesaid, that then the Said m^r Starkey would Give the Said Carrington one hundred & forty pounds of Tobacco or to that Effect, And further Sayth not

Jurat

To the Honourable the Govern^r & Councell of the Province of Maryland, the Humble Petition of John Carrington planter.

Humbly Sheweth

P. 435

That your Petitioner being Newly free hath Severall times demanded his corne and Clothes and an axe and a hoe from m^r Lawrence Starkey his last Master as alsoe one hundred and forty pounds of Tobacco and Caske for his Service from the tenth day of October Last past untill Christmas last, being due to your Petitioner by contract made with the Said m^r Starkey, that although your Petitioners demands be Justly due by the Custome of the Countrey and contract as aforesaid Yet the Said m^r Starkey doth absolutely refuse to make yo^r petitioner Satisfaction by meanes whereof your Petitioner is disabled in putting himself in a way for the next years Crop to his very Great Damage and hath been necessitated to Commence his Suit for recovery thereof, and in the interim to remaine in an unsettled Condition to his Great Charge, yo^r Pet^r therefore humbly prays that he may have a Judgment against the Said m^r Starkey for his three barrells of Corne and his clotheing, axe, and hoe and the hundred and forty pounds of Tobacco and Caske due for his Service as aboves^d together with Court

Liber B. Charges and Such Damages as this Honble Court Shall award for the prejudice he hath received by the non paym^t thereof. And yo^r Petiticon^r Shall Ever pray

Mr ffancis Brookes by
Capt Willm Mitchell his Attorn }
John Dandy Defendant

Upon Reading of an Order made in this Cause 25^{to} November last whereby the Complt was

directed to procure Some discharge or other note to Satisfie the Court what Tobaccos Colonell Nathaniell Littleton had received either of him the Complt or the Defend^t in Satisfaction of the debt in the Said Order Mentioned or other direct proove of paym^t And it being more made appeare unto this Court on the Comptes behalf that the Complt had paid to the Defendant in Bills accepted and to Colonell Litleton (as appeared by his Lres) 2810^l of Tobacco and Caske Soe as there remained only one hundred and ninety pounds of Tob:
p. 436 and Caske unpaid of the three thousand pounds of Tobacco for Security of paym^t whereof the Cattell in question were Mortgaged or bound over to the defend^t which one hundred and Ninety the Complt was ready to pay, It is therefore upon full hearing what could be alledged on either party now Ordered that the Complt paying to the defend^t the Said one hundred and Ninety pounds of Tobacco and Caske he the Said defend^t is to deliver all the Cattell he received upon the Bill of Mortgage with their Increase to the Complt at S^t Inegos ffort, and is alsoe to Secure the Said Complt from all Damage he may happen to Sustaine by the defend^{ts} not paym^t of the Remainder of the Tobaccos payable to Colonell Litleton for the Shallop. But in regard the def^t had Some Cause as appeared to the Court to question the paym^{ts} before mentioned the whole Charges of Court in this Cause is Equally to be borne and paid by both parties in this Suite.

Capt William Mitchell plte
Lt Nicholas Gwyther Sheriffe def^t }

The Complt declaring against the def^t upon an Action of the Case for that he the defend^t being Sheriffe of S^t Maries County Served a Writt of Execucōn upon his the p^{tes} Estate granted by one who (as the plte alledged) had no power to grant the Same and before a former Execution made out against his pson was duely returned. And for that the Said Sheriffe Contrary to the Law of England (as the pl^t alledged) had Administred an Oath unto the Appraisers upon that Execution for the true Apprais^m^t of the Estate Executed, which he had not power to doe, And had alsoe taken into his possession a Wastcoate of the p^{tes} w^{ch} was not at all valued or Executed to the Comptes great Damage as he pretended To which the Sheriffe Answered that his proceedings in the

Serving of the Execucōn now questioned and which was granted by L^t Richard Banks then appointed one of the Com^{rs} for the Government here was according to the usuall Manner of Serving the like writts in this Province and not Contrary (Soe farr as he knew) to the Lawes of England And that the Wastcoat before menconed was delivered to him with one of the pltes Children whom he tooke out of Charity to keep being then left unprovided for by the plte (who was conceived to be fledd out of the Province) and that he had been at Some Charge in Clothes for the Said Child above the Value of the wastcoat in question which was when he had the Same of very Small inconsiderable Value Whereupon the Counsell now present in Court viz m^r Rob^t Brooke, Cap^t John Price, m^r Job Chandler and the Secretary not finding any Cause to Censure the Said Sheriffe for any of the Matters now Charged against him by the plt whose Complaint they conceived to be troublesome Vexatious and Impertinent Unanimously gave in their Votes for the acquitting of the Said Sherriffe touching the Matters now Complained against him, But the Governour not being Satisfied therein respited the Busieness till the next Court.

24 Martij The Governour this day declared in open Court that he had remitted Two Thousand pounds of Tobacco and Caske Charged upon Cap^t William Mitchell by an Order of the last of June last for the offences in the Said Order Expressed.

Capt. Willm Mitchell plte } The hearing of this Cause is respited
Rob^t Brooke Esq. Deft } to the next Court.

William Jones aged 25^{ty} yeares Sworne & Examined the 22th day of march 1652 Sayeth

That about two yeares Since or Something more one Edward Philpott wheelwright then Servant to Cap^t Willm Mitchell (as this deponent taketh it) haveing been at worke at the house of Robert Brooke Esq. this Deponents Master upon Putuxent River and being gone or upon his Departure thence and haveing put up divers Toolles in a Chest or box for that purpose, which he had not Shewed to this Depon^t or to any of his Said Masters other Servants (Soe farr as he this Deponent knowes) before they were Soe put up as this Deponents Master Said he directed him, he this depon^t thereupon by his Said Master's direction in the presence of Divers others opened the Said Chest or box and Veiwing the Said Toolles found amongst them divers of this deponents Masters Carpenter Toolles which this Deponent in the presence of his Said Master and others

Liber B. tooke out of the Said Chest, Leaving the rest and Nailing them up as aforesaid was afterwards Sent to Mattapania according to the Said Phillpotts Direction. And further Sayth not.

Jurat die & Anno Sup^a Dict Coram me Tho: Hatton

The Court rising the Governour appointed the next Generall Court to be held the Seventh day of June next

24 Martij This Bill bindeth me John Nunne of Newtowne in the Province of Maryland planter to pay or Cause to be paid unto Paul Sympson of Newtowne in the Province aforesaid gent his heires or Assignes the Sume of ffive hundred thirty Eight pounds weight of Merchantable Tobacco and Caske at or upon the tenth day of November next Ensueing the date hereof at Some convenient place in Newtowne as Wittness my hand this first day of June Anno Dni 1652
Tested by the mark of Robert Jones John Nunn
The mark of Willm Stephenson. Anno 1653

At A Court held at S^t Maries the 10th of Aprill 1653. Present the Governo^r & m^r Job Chandler

mr John Hallowes plt } Upon Motion made on the behalfe of
Lieutent Wm Lewis deft } the defendant and alsoe of the defendants
Letter to the Governor Informing him of a disastrous accident befallen him by a bore, whereby he craveth reference till June Court, and the Court being Satisfied of the defendants Complaint respits the Cause untill June Court and then he is peremptorily to appeare by himself or Attorney, and then then the Court will proceed to give the Compl^t reliefe if there be Cause.

The Deposition of ffrancis Vanenden Sworne & Examined the 11th day of April 1653 Sayeth

p. 439 That upon an Execution Granted upon an order made against Cap^t William Mitchell of the 22th day of April 1652. he this deponent gave order to the Sheriffe to take the body of Cap^t Mitchell for the Satisfaction of his debt further Saying that he gave order to the Sheriffe to look that he this deponent had Satisfaction, further Saying that he gave the Sheriffe no order for the takeing out a Second Execution, and further Sayth not.

Jurat in open Court

Capt William Mitchell plt } The Complts Suit being to be relieved
Thomas Cole Defendant } against the defendant for Certaine Damage alledged to have beene by him Sustained by the defend-

ants running away from his Service at peace and that he the defend^t being thereupon taken in Execution by Vertue of a Judgment of Court of the 22th Day of Aprill 1652 at the Suit of ffrancis Vanenden against the Now Complt was not appraised according to his full time nor as he conceived for the full Value, and Henry ffox now present in Court who was one of the then Appraisers informed that there was a Mistake in the time, and it alsoe Appearing by the Sheriffs note of Appraisment that the def^t was not appraised according to his full time which he was to Serve the Complt, Upon Consideration whereof It appearing by the defend^{ts} own confession that he had three Crops to Serve and that by the mistake aforesaid he was appraised but as Servant for two Cropps, It is thereupon ordered that the defendant enter into the Complts Service till Such time as he Shall put in Security to the Complt for the payment of Eight hundred pounds of Tobacco and Caske by the last of November next upon which Security or other Satisfaction Given, It is ordered that the defend^t be for Ever hereafter discharged and acquitted of all claim of Service & other the Matters now Complained of as aforesaid. Liber B.

Henry ffoxe acknowledgeth a Judgm^t in open Court to m^r Thomas Hatton his Ldps Attorney Generall for paym^t of Eight hundred pounds of Tobacco and Caske to him the Said m^r Hatton in part of two thousand pounds of Tobacco and Caske the remainder of a fine payable by Cap^t W^m Mitchell to his Ldp by Vertue of an order of the Thirtieth day of June last, which Said Eight hundred pounds of Tob^o and Cask is in discharge of Soe much by order of this day adjudged to be paid by Thomas Cole to the Said Cap^t Mitchell and for repayment hereof together with the Charges of that Suit, the Said ffox accepteth of the s^d Cole for his Debtor and the Said Cole is hereupon absolutely for Ever hereafter discharged and acquitted against the Said Cap^t Mitchell from all claims of Service and other the Matters Complained for by that order. p. 440

Whereas m^r Thomas Hatton his Ldps Secretary of this Province of Maryland haveing beene at Great Charges in the payment of Tobaccos for and Entertainm^t of his Sister in Law & her Children the late wife and Children of m^r Richard Hatton deceased, Brother to the Said Thomas Hatton Since their arrivall in this Province, and otherwise touching their transportation, We Lieu^t Richard Banks and Margarett his wife Late widdow and relict of the Said Richard Hatton, in Consideration that he the Said Thomas Hatton have and doe release and acquitt us the Said Richard Banks and his wife of all debts and Demand touching the Charges aforesaid and

Liber B. otherwise Touching the Estate of the Said Richard Hatton, doe fully and absolutely assigne and make over to the Said m^r Thomas Hatton his heirs and assignes for Ever all right and Title of Land within this Province any wayes due to the Said Margaret for the transportacon of her Self and her Children and Servant into this Province. Wittness our hands this first day of December Anno Domini 1652. Richard Bankes
In the presence of Margaret Bankes
Henry Coursey

p. 441 4^o Aprilij 1653. M^r Thomas Hatton his Ldps Secretary of this Province demandeth 302^t Tob: & Caske due to him upon Judgment for ffees from John Nun in his life time, and now Since his decease being leviabie out of his estate.

7^o Junij William Stone Esq Governour demandeth out of the Estate of John Nunn deceased 596^t Tob: & Caske p Bill & Accompt and as due to him by Assignem^t from m^r Phillip Land 220^t Tob: out of the Said Estate.

Luke Gardiner demandeth 550^t Tob: & Caske as due to him out of the Estate of John Nunne Deceased.

8^o Julij John Baily his marke for Cattell and hogs viz. Both Eares Slitt and the upper half of the right Eare taken off and the under half of the left.

11 Aug: William Cole his marke for Cattell and hogs; flower de luced on the left Eare and underkeeled on the right.

Whereas I Job Chandler of the Province of Maryland Gent did about Aprill last for a Valuable consideration then agreed upon and Since by me received Sell & deliver unto m^r Thomas Hatton Secretary of the Said Province two Cowes branded in each horne with F G This present writing Wittnesseeth that I doe hereby at the request of the Said m^r Hatton renewe and Confirme the Sale and delivery of the Said two Cowes as aforesaid together with their increase Since that time and for the future to the Said m^r Hatton for and to the Joynt use and behoofe of Robert Hatton Son of the Said Thomas Hatton and William Hatton Nephew of the Said Thomas now liveing with him their Executors, Administ^s and assignes or in Such other Manner and forme or to Such other use or uses as he the Said Thomas Hatton Shall at any time by writing under his hand to be Recorded in the Secretaries office of this Province before his Death, think fitt with Warranty against all Just claimes Wittness my hand this last day of August Anno Dni 1653

Job: Chandler

In the presence of } All acc^{ts} and reckonings are discharg'd be- Liber B.
Henry Coursey } twixt m^r Hatton & me to the day & yeare
John Metcalfe } aboves^d being the last of August 1653.
Phillip Land }

Wittness John Metcalfe Job Chandler
Tho: Hatton

This present writing Wittnesseth that I Lieu^t William Lewis p. 442
of the Province of Maryland for a Valuable consideration
already received doe bargain Sell and Deliver to m^r Thomas
Hatton Secretary of the Said Province one red Heifer with her
calfe now in his possession by Vertue of a former Sale and
Delivery by me to him which I doe hereby confirme as afore-
said with Warranty against all Just claimes. Wittness my
hand this 23th day of August 1653.

William Lewes

In the presence of
Will^m Hatton

De Anno 1653

This Bill bindeth me John Nunne my heirs Executors Adm^{rs}
& Assignes to pay or cause well & truely to be paid unto
Lieu^t Richard Banks his heires, Ex^{rs} Adm^{rs} or Assignes the full
and Just Sume of one Thousand two hundred and Thirty
pounds of good Sound Merchantable leafe Tob: & Caske to
be paid unto the Said Lieu^t Richard Banks or his Assignes at
or upon the tenth day of October next Ensueing the date
hereof at the now dwelling house of the aforesaid John Nunne
at one Entire payment. Wittness my hand this Second day of
may 1652

Teste Edmund Warmell.

John Nun

The above named Richard Banks maketh oath that the abov-
said John Nun did not at any time before his death pay unto
this deponent the 1230^l Tob: & Caske above mentioned nor is
the Same or any part thereof as yet any wayes Satisfied or
paid to him this deponent And further Sayth not.

Jurat 24 April 1653 coram me. Tho: Hatton

4 April L^t Richard Banks demandeth 1230^l Tob: & Caske
out of the Estate of John Nunn deceased due by Bill as
abovesaid

Robert Jones Servant to John Nunn deceased demandeth his
Clothes &c according to the Custome &c out of the decedents
Estate

Liber B.

March the 2. 1649.

This Bill bindeth me John Nunn my heirs Executors Admis-
trators or Assignes to pay or Cause to be paid unto Ralph
Beane his heirs or Assignes the Just Summe of one thousand
p. 443 four hundred Seventy and Six pounds weight of Good Mer-
chantable leafe Tobacco with Caske to be paid unto the Said
Ralph Beane at or upon the 10th day of 9^{ber} next Ensueing the
date hereof, In Wittness whereof I have hereunto Sett my
hand the day and yeare above written.—

John Nunn
Wittness by Indors paid of this Bill 148 Neate Tob:
Robert Robines.

This Bill bindeth me Phillip Anther and John Nunn we my
heires and assignes to pay or cause to be paid unto Walter
Beane or his assignes the Just Summe of two thousand pounds
weight of good and Sound Merchantable Tobacco with Caske
Containing to be paid upon the tenth of october next ensueing
the date hereof which will in the yeare of our Lord 1650 and
has head me Sett my hand this present twentieth of ffebruary
1649 in the yeare of our Lord.

Wittness. the mark of
Richard Bralley Phillip × Anther
Tho: Bushell John Nunn

Aprill the 1 anno 1651.—

This Bill bindeth me John Nunne my heirs or Assigns to
pay or Cause to be paid unto John Wade Chirurgeon or his
assignes the full and Just Summe of Eight hundred and forty
pounds of Good Sound merchantable leafe Tobacco with Caske
the which Tobacco I bind my Self or my assignes to pay at or
upon the tenth of November next ensueing the date and yeare
above written.

Testis John Nunn
W^m Parfitt.

I John Wade doe assigne all my right & Title of this Bill to
m^r Walter Beane. Wittness my hand

John Wade

1 April— Walter Beane the Administrator demandeth the
3 Severall Sumes due to him out of Nuns Estate by the
3 Severall Bills above written.

11th of Aprill 1652. John Bailyes Account Liber B.
due Out of John Nunn's Estate of which he
Maketh demand

for one Sheet & two Shirts	160 P. 444
for one Shirt & one wastcoat }	
for his man Ro: Jones— }	080
	<hr/>
	240
assigned over by Will }	
Marshall for John Nunn }	
to pay me }	100
	<hr/>
Sume is	340

Item for 15 dayes worke in Strikeing Tobacco and other
occasions about the decedents Estate for which Walter Beane
promised Satisfaction.—300

John Bailly

This Bill binds me John Nunn of Newtowne Hundred in
Maryland to pay or cause to be paid to Robert Duglas of
Wichocomoco one hundred pounds of Tob: in the tenth of
November in the yeare 1651. Wittness my hand to this 6th of
february 1650.

John Nunn

Wittness

Walter W Gests Marke

I the within Named Robert Duglas doe assigne over all my
right Title and Interest of this within Mentioned unto Cap^t
John Price, as Wittness my hand this tenth day of february
1650 the marke of
Testis. Robert x Duglas

Miles Cooke

Richard Banks

Cap^t John Price demandeth the 100^t Tob out of Nunns
Estate due by the Bill and assignm^t above written

This Bill bindeth me John Nunn my heirs Executors Admin-
istrators or Assignes to pay or Cause to be paid unto John
Thimbleby his heirs or assigns the full and Just Sume of two
hundred and twenty pounds of Good Sound Merchantable
Leafe Tobacco and Caske due for to be paid from me the Said
Nunne unto the Said John Thimbleby upon the tenth day of
November now next Ensueing and in the true performance

Liber B. hereof I the Said John Nunn have hereunto put my hand this present 15th of May in the yeare of our Lord 1652.

John Nunn

Teste H B Henry Bishop his mark

Robert Sheld his marke

4^o April John Thimbleby demandeth the 220^l Tob: & Caske due by the Bill above written out of the Estate of John Nunn Deceased

p. 445 This Bill bindeth me John Nunn my heirs Executors Administrators and assignes to pay or Cause to be paid unto John Pille his heires, Executors, Administrators or Assigns the full Summe of twelve hundred and fifty pounds of good Sound Merchantable leafe Tobacco and Caske to be paid at my own house the tenth of November next Ensueing the date hereof, for the true performance hereof, I doe bind over and have delivered unto the aforesaid John Pile my two Cowes the one called by the Name of Cherry and the other called young Tugg both cropt on the right Eare and a hole in it and the left Eare overkeeled and underkeeld. In Wittness hereunto I have Sett my hand the 2 of ffebruary 1652.

John Nunn

Test

John x Medley } 4^o Aprili. m^r Pile demandeth the
his mark :— } Debts above mentioned out of Nunns Estate

This Bill bindeth me John Nunn my heires Executors Administrators or Assignes to pay or Cause to be paid unto John Medley his heirs Executors, Administrators or Certaine Attorney the full and Just Summe of five hundred and fifty five pounds of Good Sound Merchantable leafe Tobacco and Caske due for to be paid from me the Said John Nunn unto the Said John Medley upon the tenth day of Novemb^r now next Ensueing in the yeare of our Lord God 1650 and in the true performance hereof I the Said John Nunn hath hereunto put my hand this the twelfth day of ffebruary in the y: of our Lord 1649

John Nunn

Test

John Thimbleby

ffebruary the 12. 1649

This Bill bindeth me Phillip Alder and John Nunn our heirs Executors, Administrators or Assignes to pay or Cause to be paid unto John Medley his heirs Executors Administ^{rs} or Certain Attorney the full and Just Summe of Sixe^{ty} hundred pounds of Good Sound Merchantable leafe Tobacco and Caske due for

to be paid from us Phillip Alder and John Nunne unto the Liber B.
Said John Medley upon the tenth day of November now next
Ensueing in the Yeare of our Lord God 1615 and in the true
performance hereof We have hereunto put our hands the day p. 446
and yeare above written.

Teste

John Thimbellby

Phillip Alder P his Marke

John Nunne

4^o April John Medley demandeth out of Nunns Estate the
Severall Sumes mentioned in the 2 Severall Bills above written

4^o April: m^r Phillip Land and Henry ffox demand 220^l Tob:
& Caske out of the Estate of John Nunn deceased being the
Remainder of a greater Sumē due by Bill

4 April M^r Paul Simpson demandeth 538^l Tob: & Caske
due to him out of the Estate of John Nunn deceased

I doe acknowledge my Self to pay unto John Dandy four
hundred & thirty two pounds of Good Tobacco and Caske for
fixing of Armes upon all Demands as Wittness my hand

Walter Peaks

Testis.

Edward Packer. { Execu: against the body ad Satisfac: the 19th
may 1653 according to the order of Assembly
in that behalfe

Memorandum that I Richard Spanne doe by these p^rsence
acknowledge to have Given unto John Shurtcliffs youngest
Child one Cowe calfe Cropt on both Eares and Slitt in the
Right being Coloured black pyede with a Starr in the fore-
head, but if the Said Child doe Chance to dye before it Come
to age then John Shurtcliffe his wife is to have the Said Calfe
and his increase for Ever as Wittness my hand the two and
twenty day of January Anno Dni 1651

Wittness

Will^m Evans

Charles Maynard

the Marke of

Richard x Spanne

Aprill 16th 1653. I Cap^t John Hallowes doe hereby acquitt
and discharge Thomas Baker of and from one Bill of Six hun-
dred and eighty pounds of Tobacco with Caske p^rsents due
Wittness my hand

John Hallowes

Teste Rich: Browne

Thomas Bennett

Liber B. 7^o Junij 1653. Robert Brooke Esq acknowledgeth a Judgment to m^r Phillip Land and Henry ffox for the true payment
 p. 447 of two thousand and two hundred pounds of Tobacco and Caske to them the Said Land and ffox their Executors or Assignes upon the tenth day of October next, In default of payment where of by that time, Execution is then to pass without further Suit or order, And this in full of all debts and Demands to this present day, Wittness his the Said m^r Brooke's hand the day and yeare abovesaid

Robert Brooke

Recognit coram me Tho: Hatton

Execut inde ad Satisfaciend ult oct 1653

18 Januarij 1653. Execut ag^t his body ad Satisfaciend }
 Sup return prior }

Memorandum that upon the fourteenth day of August 1653 Cap^t John Price and Thomas Hatton Gent his Ldps Secretary of this Province of Maryland having pfected all our accompts whatsoever I the Said Cap^t John Price doe acquitt and discharge the Said m^r Hatton of all debts or demands either by Accompt or otherwise from the beginning of the world unto the day and year above written. Wittness my hand

the marke of Cap^t
 John I O Price

In the presence of
 Henry Coursey
 Henry Adams.

Know all men by these presents that I Thomas Gerard Gent doe acknowledge my Self to be indebted unto William Mitchell Esq four Cowes or heifers all with calfe or Calves by their Sides all which Cowes or heifers as aforesaid are to be delivered upon demand, after the Said William Mitchell Shall
 p. 448 returne from England in Manner following viz^t The aforesaid Cattell are to be all of m^r Gerrards own breed or Stock and to be putt into m^r Gerrards Penn Six Cowes and Six heifers out of which the Said William Mitchell is to Chuse two at his Election and the Said Thomas Gerrard is to deliver other two at his Election, And in case the Said William Mitchell dye or returne not the next yeare the Said Thomas Gerrard is to deliver for the use of the Said William Mitchells Children Such one Cowe as any pson Authorized for them Shall Chuse upon Demand, But in noe Case above four Cowes are to be paid as Wittness my hand this 29^o Aprill 1652.

Testis

Tho: Gerrard

William Bretton
 Roger Isham

Know all men by these presents that I William Mitchell of Liber B.
the Province of Maryland Esq Have Constituted, Authorized
deputed and appointed and by these presents doe constitute,
Authorize Depute and apponte my loveing ffriends William
Johnson and Henry ffoxes my true and Lawfull Attorneys to
all intents and purposes, in all, Busieness relateing either to
my Self or my children or any Estate belonging to me or
them, within the Province of Maryland, hereby ratifying and
confirming whatsoever my Said Attorneys Joyntly or Severally
Shall doe in the premisses as fully to all intents and purposes
as if the Same had been done by my Self. In Wittness whereof
I have hereunto Sett my hand this five and twentieth day of
Aprill 1653

Signed and Delivered

In the presence of

Mathew Stone

Thomas Stone

William Mitchell

Memorandum that it is agreed between Thomas Cornwalleyes
Esq of the one part and Cornelius Canada Brickmaker on the
other part that the Said Cornelius Canada for and in consider-
ation of three hundred acres of Land lying on the South Side
of Putuxant River next adjoyning to the Land that belonged
to Nicholas Harvey to be conveyed and Settled by the Said
Thomas Cornwalleyes on the Said Cornelius Canada his heirs
and assignes for Ever, Shall deliver or cause to be delivered
unto the Said Thomas Cornwalleyes or his Assigns Thirty Six p. 449
Thousand of Good Sound well Burn'd Bricks, Whereof twelve
thousand to be delivered at Sometime before the feast of the
Nativity of St John Baptist next Ensueing, to be made where
the Said Thomas Cornwallis or his assignes Shall appoint in
Patomoke or Putuxent River he or they assisting the Said
Cornelius with two Servants for the time he Shall be make-
ing and burning them, and the other twenty four Thousand
to be delivered at Some time before the twenty fourth of
June following which Shall be in the year of our Lord
1654 at the plantation of the S^d Cornelius upon the Said
Land near the water Side, where they may conveniently be
fetcht away by Boate, and to pay or Cause to be paid
yearely as a quite Rent unto the Said Thomas Cornwalleyes
or his assignes at the feast of the Nativity of our Saviour
one Barrell Containing five Bushells of Good Sound Indian
Corne, or in Lieu thereof twenty Shillings Sterling mony,
alwayes Provided that if the Said Thomas Cornwallis or his
Assignes Shall desire the Said twenty four thousand Bricks to
made and burned upon his or their land within the precincts
before mencon'd, that Certifying the Said Cornelius of it,

Liber B. before the ffeast of the Nativity of our Saviour next before and allowing the Said Cornelius Such help as fore Speciefied with Convenient transportation to and from the Said place, when his work is ffinished, The Said Cornelius Shall be ready at the time convenient for Brickmaking to go to the place appointed and there to finish the Said worke, In Wittness whereof both the Said partyes have hereunto Sett their hands, untill further and fuller conveyances can be made Dated the 23 of November 1652.

Signed by both the Said—	}	Thomas Cornwalleys
partyes in the presence of us		mark
Marke Phepo		Cornelius × Canada
Richard Hotchkyes		

P. 450

At a Court Held at S^t Maries the Seventh day of June Anno Domini 1653

Present Cap^t William Stone Esq Govern^r Thomas Gerrard
Esq Cap^t John Price m^r Thomas Hatton m^r
Richard Preston

M^r Phillip Land maketh Oath this Seventh of June in Open Court Sayeth

That he hearing that m^r ffrancis Brookes had bought of Cap^t William Mitchell M^{rs} Ann Boulton his the Said m^r Brookes now wife, this Deponent asked the Said Brooks what he was to pay for her who answered he was to pay two Cowes or words to that purpose and further Sayth not

Mr ffrancis Brookes et ux plt	}	The Complt Brookes and his wife
Cap ^t Willm Mitchell by Henry		theire Suit being for fourteen pound
ffox his Attorney Defendant		Money Sterling the Remainder of
Cap ^t Willm Mitchell by Henry		twenty pounds Sterling being a years
ffox his Attorney plantiffe		wages claimed to be due from Cap ^t
m ^r ffrancis Brooks defendt		Mitchell to Brooks his wife according to Agreement Specified

Mitchell to Brooks his wife according to Agreement Specified in Major Wildmas Certifficate or Lre as alsoe for Seaven hundred and Eighty pounds of Tobacco and Caske by Accompt, with Damages, And the Complt Cap^t Mitchell by his Attorney. Sueing for two Cowes (which as is alledged m^r Brooks agreed to pay him to free his now wife from Service upon their Marriage) with damages. And the defend^{ts} in both Suits denying the Complt demand, And m^r Brookes produceing major Wildmans Said Lre or Certiff to prove his & his wives demand, and Cap^t Mitchells Attorny pduceing the Deposition of m^r Phillip Land for his prooffe, It is Ordered in regard of Cap^t Mitchells absence that the further hearing of this Cause be respited till the next Court to be held for this province after Christmas next unless Cap^t Mitchells arrivall here be Sooner,

and then till the next Court after Such his arrivall, And that Liber B.
his the Said Cap^t Mitchells Attorney give Sufficient Security
in the Value of 2500^h Tob. & Caske to be Answerable to the
Order of Court upon the hearing, And in default of Such p. 451
Security to be given and Entred upon Record, by the first day
of the next month an Attachment is to issue out against Cap^t
Mitchells Estate to the Value of 2500^t Tob: and Caske to be
answerable upon the hearing as aforesaid (if the Compt m^r
Brooks Shall desire the Same) And both parties may in the
meane time provide their proofes for the better Clearing of
both Causes and the hearing to be then peremptorily

Worthy Sir/

I was Importuned formerly to trouble you in this kind to
testify my knowledge concerning the Bargaine betweene Cap^t
Mitchell and m^{rs} Ann Boulton nowe the wife of one ffrancis
Brookes in yo^r Countrey, And I am desired further to trouble
you in the Same Busieness I Declared before that her wages
was by Agreem^t to be twenty pounds p Ann, and her bar-
gaine was that She Should Stay with Cap^t Mitchell noe longer
then She pleased, and he promised to Send her againe to Eng-
land at his own Charge, if She liked not to Stay with him, and
her wages was to be paid either here or in your Countrey as
She pleased, and it was to be at her Choice whether it Should
be paid in money or in Goods. Sir I am Sorry that there is
an occasion of this trouble, I wish you all peace amongst your
Selves and Soe much Mutuall Justice that each might doe
right to other without Compulsion, which blessing together
with all others, is constantly prayed for in yo^r behalf.

worthy Sir yo^r humble

Sir I Speake this of my own knowledge }
being a Wittness to the Bargaine } Servant John Wildman

London ffebr 14th 1652

Indorsed. To Cap^t Stone Deputy Governo^r of Maryland
p^rsent These

Ann Beach vid. plt— } The plt Sues for two Barrells of Corne
ffrancis Vanenden def^t } remaining due upon a Bill of Eight Barrells
payable by the defend^t to the ptes late husband in October
1650 now produced. The Sheriff on the defendants behalf
aledging the defendants Sickness desired respite for his appear- p. 452
ance but with all attested that the defend^t confessed the debt,
and desired it might be Sent for, But the Corne being by the
bill payable at the Governours house, And the
Bill cancelled Governour undertakeing on the defendants behalf
to Satisfie m^r Hatton who was willing to Spare the plt Two
barrells of Corne at his house upon that Accompt, It is ordered

Liber B. that the def^t Shall pay or be responsible for the Corne Soe to be paid with Court Charges.

Stanhop Roberts plt } The Complt Sues the defendant
 mr Robert Clarke Surveyr def^t } upon an Acōn of the Case for that
 he being his Ldp Surveyor Generall and having a Warrant in
 his Custody to Survey for the plte one hundred acres of land
 upon Drapers Neck near Barnaby Jacksons land on the Bay
 Side, and the plte haveing desired a Survey thereof and to
 attend the Surveyor for that purpose, he the defend^t Never-
 theless had injuriously (though he was at that instant told by
 Barnaby Jackson that, that was the Neck of Land which the
 plte Claimed by his Warrant) Surveyd the Same for ffrancis
 Brookes upon a more generall Warrant, which did not Specifie
 that Neck and was Granted after the pltes Warrant, To which
 the defend^t by his Answer alledged that the plt had not offerred
 him that attendance or assistance which the Act of Assembly
 had appointed in that behalf, And ffrancis Brookes present in
 Court alledgeth what he thought fitt to maintaine his Title in
 the land in question, But it appearing to the Court upon pro-
 duceing the Severall Warrants of the plte & Brookes upon
 Record, and upon the attestation of Barnaby Jackson that the
 plt was injured in the Busieness, It is ordered that the Complt
 Shall have one hundred acres upon the Said Neck where he
 Shall make Choice according to his Warrant, And that the
 Surveyor lay out for ffrancis Brooks two hundred Acres in
 Some other place not yet taken up if Brookes Shall desire the
 Same

P. 453 Walter Peakes plt } The Complts Suit being for 800^t weight of
 John Hamond def^t } Porke and Seven Barrells of Corne due to
 him from the defend^t for payment whereof the def^t assigned
 over to the Complt a Bill whereby Hugh Lee was bound to
 the def^t for paym^t of the Same quantity of porke & Corne &
 that upon a Tryall at Checacone upon an Action brought by
 the now Complt ag^t Hugh Lee for the debt, The Court there
 disallowed of the Bill, Soe as the plte is Still unsatisfied, In
 which respect he craves reliefe against the nowe defend^t to
 which the Defendant by his Answer confesseth he was indebted
 to the Complt the whole Sumē now Claimed, and for his Satis-
 faction assigned to him the foresaid Debt from Hugh Lee
 further Expressing himself willing upon the pltes produceing
 the Said order of Checacone Court whereby the Court may
 be further Satisfied touching the disallowing of the Debt
 afores^d by that Court, to give the Complt Such Satisfaction
 touching the Debt & Damages by him Claimed as this Court
 Shall upon further hearing think fitt, the Same being by his

the def^{ts} confession Still Justly due to the Complt, in case he Liber B.
received Noe Satisfaction upon the Bill from Lee It is there-
fore ordered that the further hearing of this Cause be respited
till october Court next, And the Complt is in the meane time
to pcure a Coppy of the Said order of Checacone Court, for
the further Satisfaction as well of the Court as the def^t touch-
ing the premisses

Upon the motion of m^r Thomas Hatton his Ldps Attorney
Generall touching the Estate of William Bounday late of Pu-
tuxent River deceased and upon produceing of the Verdict of
a Jury Impannelled for the Viewing of his Corps and upon
hearing what could be alledged by William Stephens who
produced the will of the decedent and desired to be admitted
administrator, The Court adjudgeth the Said decedents per-
sonall Estate to be forfeited and to belong to the Lord proprie-
tary as the Estate of a felo de Se and that James Veich is to P. 454
take the Same into his Custody for his Ldps use according to
the Said Attorneys Motion to whom he is be accomptable for
the Same or the pceed thereof as the Said Attorney Shall
thinke fitt and that necessary Charges concerning the Said
Estate and funerall Expences be defrayed thereout with the
approbation of the Said Attorney

Zephania Smith plt }
m^r Wm Eltonhead def^t } Upon the motion of William Stephens
on the behalfe of the plfe for a hearing of
this Cause this day and upon reading of an Order made therein
24^{to} November last the def^t being absent, and the Court being
not well instructed touching the State of the matter in ques-
tion doth order that the hearing be respited till the next Court,
and both parties are then to attend for that purpose

Cornelius Cannaday ple }
Tho Gerrard Esq def^t } Upon reading of an order made in this
Cause the 23th day of march last whereby
the hearing was respited till this Court both parties now attend-
ing the plt Sueing for Satisfaction for his time of of Service
according to Covenant, and the def^t insisting upon his Dam-
ages in respect of the plts running away and Goods imbeaz-
elled in the former Order Mentioned, the defend^t produceing
Some Evidence according to the direction of that Order, for a
full & finall End and Conclusion of all Differences now depend-
ing between the Said parties, It is ordered by and with the
full consent of both parties Complt and defendant in this
Cause that all Covenants at any time heretofore made betwixt
the Said parties, and all Causes of Action or Complaint on
either Side touching the matter in question be from henceforth
Void and Null and no advantage to be taken thereupon here-

Liber B. after or against Either party but that all differences debates or Demands concerning the Same or any part thereof be and are from henceforth by Vertue of this present Order Clearly and absolutely dismissed ended and Determined and the Complainant is to pay all Court Charges

P. 455

At a Court held at S^t Maries
the Eight of June Anno 1653.
Present as the Day before

William Edwine plt } The Complt Suit being for Satisfaction
Miles Cooke Mariner deft } for his trouble & Entertainment with
houseroom and Dyett about fifty Servants and Storage for
Goods which Came the last yeare in Cap^t Richard Husbands
Ship which he Soe Entertained as aforesaid upon the defend-
ants request and promise of Satisfaction being the Said Hus-
bands mate to the pltes Damage of 2000^l Tob: To which the
defend^t by his Answer confessed he promised that m^r Hus-
bands Should give the plte Satisfaction who accordingly
offerred the Complt 600^l Tob: for his Satisfaction in that par-
ticular which he the Complt refused to accept of. It is there-
fore Ordered that the defend^t Cooke Shall forthwith pay unto
the Complt one Thousand pounds of Tobacco and Caske in
full Satisfaction of his demand aforesaid.

Miles Cooke Marriner plte } The plte Sues for Satisfaction
Cap^t Rich: Husbands Marriner by } of 1000^l Tob: & Caske which he
Edward Packer his Attorn deft } was this day ordered to pay unto
William Edwin being the defend^t Cap^t Husbands his Debt with
Damages & Costs of Suit, And the defendants Attorney being
present in Court and objecting nothing which did Satisfie the
Court to the Contrary. It is therefore ordered that the S^d
Attorney Shall forthwith pay unto the Complt the Said one
thousand pounds of Tob: & Caske and one hundred pounds
of Tobacco & Caske more for his trouble & Expences in
attending the Court Severall dayes upon this occasion together
with Court Charges in both Causes. Execucō inde ult Junij
ad Satisfaciend

Upon the Motion of m^r John Hamond on the behalfe of
Robert Taylors wife (who attended the Court upon the Gov-
ernours Warrant upon an occasion of incontineney) desireing
a respite that Som Wittness might be Examined for the better
Clearing of the busieness to the Court It is ordered that the
hearing thereof be respited till the next Court and the Said
Taylors wife is then to appeare personally

Willm Smith plte
Capt Willm Mitchell } Upon the motion of m^{rs} Susan Warren Liber B.
p Attorn Defend^t } Daughter and Assignee of the plte to have P. 456
550^l Tob which was taken in Execution upon
an Order of the 21th of January 1651 for five Barrells of Corne
or the Value thereof. It now appearing to the Court that the
plte Smith hath received Satisfaction of the Said Debt to 225^l
of Tob & Caske. It is ordered with the defendants two Attor-
neys consent that they or one of them give the Said m^{rs} Warren
Creditt with Cap^t Cornwallyes or Some other to the Value of
the Said two hundred twenty and five pounds of Tob: & Caske
being the ballance of the debt of five hundred and fifty pounds
of Tobacco before mentioned.

m^r Joseph Manning mercht plte } Upon the Motion of Tho: Gerrard
m^r Tho: Webb merchant defend^t } Esq on the behalfe of the plte. It is
ordered that an Attachment lately made out at the plte Suit
against the defendants Estate for the attaching of 500^l Tob: &
Caske in m^r Eltonheads hands, be reinforced and the Tobacco
to rest in m^r Eltonheads hand till a hearing the next Court

Tho: Cornwallyes Esq plt } Upon Reading of two former Orders
Tho: Gerrard Esq defend^t } of respite in this Cause the first of the
20th of January and the other of the 22th of March last, And
upon Some debate now had of the matter in question in the
p^rsence of both parties, The Court conceiving the Same to be
proper to be considered of by an Assembly doth Order that the
hearing thereof be referred to the next generall Assembly to
be held for this Province.

Robert Taylor plte } Upon reading of an Order made in this
Robert Brooke Esq def^t } Cause the 22th of march last and of a
Certiff^t upon Oath from the Compltes Wittnesses in pursuance
of the direction of that Order, as alsoe of the defendants
Answer now given in Whereby he referred himself to the
Court & Jury The Court gave Direction for Impannelling a
Jury for the Tryall. Whereupon the Sheriff Impannelled 12
Jurors Viz^t m^r Willm Bretton foreman, m^r Luke Gardiner, m^r
W^m Boreman, m^r Willm Johnson, m^r John Lawson, m^r Tho:
Mathews m^r Willm Edwin, m^r Stanhop Roberts, m^r John
Cornelius m^r Tho: Bushell, m^r Willm Smith, and m^r John
Nicholls who having their Charge given them upon Oath to
give in a Just & true Verdict to the best of theire Skill and
understanding upon the proofes and Evidences to be produced
to them on both Sides in this Cause whether the hogs or Swine
Charged by the pltes Peticōn to be killed by the defendant or his
appointm^t were of the Complts Marke or not, After Some time
of consideration thereupon gave in their Joint Verdict or

Liber B. Report to the Court as followeth The Report of the Jury in the Cause now depending between Robert Taylor p^lte and Robert Brooke Esq defendant, We find that those hogs killed by m^r Brooks or his appointment was not the marke of Robert Taylor p^{ro}perly Speaking because of the want of the hole in those hogs which m^r Brookes killed which all the Wittnesses Say that there was none, neither doe they Nominate or Signifie any Starr to have been under the Square. But upon further debate of the matter in question The Court not thinking fitt for the present to ground any determinate Order upon this Report of the Jury but conceiving upon the whole matter that the p^lte might have Just Cause or reliefe in Equity thoughe the marke did not Exactly appeare to be his, which might perhaps be occasioned by Some oversight or Mangling or defaceing of the Eares of which there was Something now hinted, And the Court being Satisfied that the hogs killed were none of the def^{ts} and conceiving that Some other Evidence might appeare for the better Clearing of the Busieness to the Court, doth Upon the p^ltes motion respite the further hearing of this Cause till October Court next, and both parties are then to attend the Court for that purpose.

Robert Taylor p^lte. Robert Brooke Esq def^t

John Hambleton maketh Oath that within few dayes after the Court in March last he this depon^t desired the p^lte Taylors Servants to bring the Compltes hoggs to his Dwelling house at Putuxent and to Catch Some of them and two of them were Caught accordingly the Eares of w^{ch} he tooke a full View of, and found about the Middle of one of the hogs Eares a hollow Starr, which had formerly as this Deponen^t conceiveth been a hole and further deposeth not.—

Sworne in open Court 8^o Junij 1653 Tho: Hatton

Aprill 23th 1653. According to an Order of a Provinciaall Court enjoining us Ismaell wright, John Taylor and Phillip Harwood to view the marks of the hogs of Robert Taylor how near they doe agree with the marks of Some hogs killed at the plantacōn of Robert Brooke Esq (which marks we have formerly Sworne unto) We the parties abovesaid haveing Viewed the markes of Such hogs as the Said Taylor did Shew unto us, doe testify that the marks of the Said hogs and Cattell which the Said Taylor did Shew unto us is the Very Same that those hogs were of which was killed at m^r Brooks plantation (as we have formerly Sworne unto) Onely we doe find that there is a hole in the left Eare under the Square more then was in those hogs w^{ch} was killed at m^r Brookes his plantation, And further we doe Testify that we tooke into our hands a pig which was

Marked of the Same marke, and a hole had been Cutt as in the rest which we found was Grown up again and the Starr remaining where the hole had beene, And further Sayth not Sworne before me. Ri: Preston

The Answer of Robert Brooke Esq to the
Petition and Bill of Robert Taylor.

That Whereas Robert Taylor hath already had the benefitt of Three Severall Courts and two other meetings appointed by m^r Preston to prove his Bill the Substance whereof was that Robert Brookes had killed two of his hogs marked thus, the right Eare Cropt with a half moon under it, the left Eare the top of the Eare Cutt off the one Side of it with an hole under it, which truely were not the right marks of the Said hogs, for they had both Eares Cropt alike with an under cutt under the right Eare as the Said Robert Brooke and four other Wittnesses can Depose, Yet forasmuch as Robert Taylors Wittnesses doe depose all his marks Saving the hole in the Eare, The Said Robert Brooke not willing to Enter Cross Depositions upon Record is willing to Joyn issue with the Said Robert Taylor and Soe referreth himself to Court and Jury.

Capt Henry ffeete by m^r John Hallowes his Attorn } plte }
m^r William Eltonhead Defend^t }
Upon reading a former order made in this Cause the 21th of January last whereby the def^t had liberty till the then next Court if he could to prove the 1500^l Tob: in that order Mentioned to be paid wherein if he failed the Court would proceed to give the plte releife for the debt being upon Bill and the defend^t being now present in Court and failing in his proofes, It is ordered that he forthwith pay to the plte or his Attorney the Said fifteen hundred pounds of Tobacco in discharge of the Said Bill and the Same to be cancelled.

Execut inde Vers: Estate ad Satisfaciend

19 Julij 1653. De Novo con Corpus 1^o
Sept &c.

Indors Bill

I Cap^t Henry ffeete doe make John Hallowes my Lawfull Attorney for to receive this debt or recover it by Law—

Wittness my hand this 2^d of August 1652.—

Wittness Jo: Due

Henry ffeete

Thomas Gerrard Esq plte }
m^r Cuthbt ffenwick defend^t }
Upon reading of an Order made in this Cause the 22th of March last whereby it was Ordered that Cap^t Thomas Cornwalleys Should the

Liber B. then next Court bring the Bill in that Order mentioned into Court to be perused that further order might be taken thereupon which he hath neglected to doe, It is Thereupon ordered that the Said Cap^t Cornwalleys Shall by October Court next either deliver up the Said Bill to the pte or returne unto him the 864th Tob: and four pound and an half of Beaver in the Said Order Mentioned.

m^r ffrancis Brookes was this day fined 20^l Tob: to his Ldp for prophane Swearing in Court

P. 460 Thomas Gerrard Esq pte } Upon Reading of a former order made
m^r Cuthbt ffenwick def^t } in this Cause the 22th of March last
whereby the hearing was respited till this Court the ptes Suit
being to be relieved upon a Bargaine for a Colt as by that
Order is Expressed The defend^t now upon the ptes
oath mocōn taking his oath in open Court that he knew that
one of the Colts (of which the pte upon the Bargaine was to
have had the Choice) was dead, and that he had Intilligence
that the other was dead in S^t Clare's Swamp and that he never
Saw it nor heard further of it Since or to that purpose, It is
thereupon for a full & finall End of the matter in question with
the full consent of the parties pte and defend^t in this Cāuse
Ordered and adjudged that the defend^t Shall and doe Satisfie
and pay to the Compt one Thousand pounds of Tobacco and
Caske at the next Cropp with Court Charges

m^r Cuthbert ffenwick plt }
Capt Willm Mitchell by } The hearing of both these Causes is
his Attorney defendant } respited till October Court next
et e contra }

Robert Taylor pte }
Mary Ketchmay def^t } The hearing of this Cause is respited till
October Court next. And both parties are
then to attend the Court for that purpose.

m^r Joseph Manning mercht plt }
Cloves Mace defendant } The def^t having attended the Court
Severall dayes upon an Arrest, and
noe prosecution against him moved for a discharge with allow-
ance of Costs and Charges, It is therefore ordered that the
Complainants Suit against the defend^t be dismissed out of the
Court for want of prosecution, And that the plt doe pay unto
the defendant one hundred and fifty pounds of Tob: and Caske
for his trouble and Expences with Court Charges

The Deposition of Walter Pakes aged forty three years or
thereabouts Sworne & Examined this 7th day of June in open

Court Sayeth. That Edward Cotten lately deceased (about a week before his death upon takeing a Note of his debts this deponent telling him he had forgotten John Warren of whom he had divers things) told this depon^t that he had Satisfied the Said Warren in a Bargaine past between him the Said Cotten and the Said Warren or to that Effect and furth Sayth not. Liber B.
P. 461

At a Court held at S^t Maries
the Nineth of June 1653

Present { The Governour
m^r Thomas Hatton
m^r Richard Preston

Edward Packer plt } The Compltes Suite being for a heifer
George Mee defendt } Calfe w^{ch} the Complt upon the defendants
undertaking to See him Satisfied lent to m^r Thomas Daynes
two yeares agoe And the defend^t now acknowledging his
ingagem^t It is ordered by consent on both Sides that the de-
fend^t doe pay unto the Complt at his house a heifer of two
yeares old and upwards.

John Carrington plt } Upon reading of an Order made in
Lawrence Starkey Esq deft } this Cause the 24th of March last the de-
fend^t not now appearing nor any for him to make any further
defence according to the direction of that Order, It is therefore
now Ordered that the defend^t Shall forthwith pay unto the
Complt the residue of his Clothes, and the one hundred and
forty pounds of Tobacco mentioned in the Said former Order
and in the Deposition of Thomas Carpenter Upon Record with
Court Charges.

Robert Brooke Esq plt } Whereas Certaine Timber of the
George Ketchmay } defendants hath beene attached at
& Henry Ketchmay } defendts } the pltes Suit for Satisfaction of 3000^t
Tob: debt & Damages claimed by the plt of the defendants, as
the Court Should order, It is now Ordered upon the pltes
mocōn in presence of the defend^t Henry Ketchmay that the
Timber attached be Viewed by John Grammer & Peter John-
son and Delivered into the possession of the Said Henry
Ketchmay who is to be responsible for Soe much thereof as he
Shall make use of, And the Same with the rest of the Said P. 462
Timber is to be disposed of as the Court in October next Shall
Direct till when the Said Attachm^t is to Stand in force

Mr Henry John and } Upon the request of the defendants At-
William Coursey pltes } torney with the Consent of the plt Henry
m^r Thomas Daynes by } Coursey the hearing of this Cause is res-
his Attorney defendt } pited till October Court next and then to
be pemptory.

Liber B. Marke Pheypo this day in open Court acknowledgeth to have received full Satisfaction from Capt. Robert Vaughan of the Isle of Kent of a Bill of fifteen hundred pounds weight of Tobacco and Caske and a Barrell of Corne payable to him and William Chappell Wittness his hand
 Testor Tho: Hatton Markes Pheypo

The Governour this day appointed M^r John Metcalfe High Sheriffe of S^t Maries County according to his Ldps speciall direction in that behalf

The Court rising the Governour appointed the next Provinciall Court to be held at S^t Maries the twentieth day of October next

To the Hōnble the Governour & Councell of Maryland.

The Petition of Robert Brooke Esq

Humbly Sheweth

That in or about the monthes of Sept or Oct was a 12 Month yo^r Petition^r by the hands of William Batten caused 1000^l Tob: & Caske to be paid to Henry Ketchmay for the use of George Ketchmay his brother & Master, for the which Said Tob: the Said Ketchmays were forthwith to Supply yo^r Petitioner with Caske at as indifferent rate as they then Sold to others at Putuxent. But the Said Ketchmays abused yo^r Peticon^r in p^rviding Caske Soe that he and his Servants were divers times to fetch Caskes at Peter Johnson's the appointed place of delivery, but could get few or none Severall times, and in all but 22^{ty} hhds the 2 last whereof were brought the last week of April to the great Damage of your Petitioner of at the least 3000^l Tob: yo^r Petitioner having at that time 2 Great houses full of Tob: the one of 100 foot in length the other of 90 foot in length, and both 32 foot in breadth, which long hanging much wasted and a Great part of it blown down & Spoiled, the latter End of Winter for want of Caske, And of those 22 Casks 8 of them were altogether useless falling in pieces in the Carrying home and not being to be Sett together againe.

ffurther the last Summer the Said Henry Ketchmay did divers and Severall times promise & ingage with yo^r Petitioner to help him to 24 hhds more, but with his faire promise deluded yo^r Petitioner Soe that it was after Christmas againe before yo^r Petition^r could thinke of otherwise providing for himself, which he did in a Very bad manner to his great loss and wast of Tobacco, The which his great damage Soe Sustained yo^r Petitioner humbly tenders to the Justice of this Hōnble Court.

The Deposition of Miles Cooke being taken in Court of Liber B.
Maryland the Said Miles Cooke did hear Benjamine Cowell
Say to m^r Husbands that he had received of m^r Pills two hhds
of Tobacco for the use of m^r Richard Thurstone and they were
aboard the Ship hopefull Adventure whereof was Commander
then m^r Richard Husbands whereupon the Said Husbands did
Sweare that never a Thurstone in the world Should have any
Tobacco there And further in my hearing did deny the To-
bacco to the Said Thurstone being demanded by the Said
Thurstone of the Said Husbands in England, And further this
Deponent Sayth not.

Jurat 8^{to} June 1653 in open Court

The Deposition of John Hallowes gent aged 40 yeares
or thereabouts Sworne & Examined Sayeth

That before Ralphe Beane went for England I the Said John
Hallowes did pay unto the aforesaid Ralph Beane Sixteen
hundred pounds of Tobacco and Caske for the use of John
Dandy. And further this Deponent Sayth not.

John Hallowes

Taken before me. Tho: Baldrige.

M^r Hallowes the above mentioned Deponent Maketh Oath p. 464
that he paid the Tobacco above mentioned in Anno 1650. And
further Sayth not. Jurat in open Court June the 7th 1653.

This Bill bindeth me John Nunn my heirs or Assignes to
pay or Cause to be paid unto Henry ffox or his assignes the
Just quantity of four hundred & forty pounds of good Sound
Tobacco & Caske to be paid in the County of S^t Maries on
the 10th day of November next Wittness my hand this 31th of
March 1651

John Nunn

Teste Phillip Land.

I Henry ffox do assigne over unto Edward Packer or his
Assignes all my right and Title of this Bill.

September the 25th 1651

Henry ffox his marke

Teste Phillip Land.

X

Memorandum that I Edward Packer Gent doe assigne over
all my Interest of the within mentioned Bill unto m^r Walter
Beane or his Assignes. Wittness my hand this first of January
1652.

Edward Packer

Teste Henry Coursey

Liber B. Walter Beane the Administ^r demandeth the 440^l of Tob:
out of Nunns Estate due by the Bills & Assignments above
written.

This Bill bindeth me John Nunn my heirs or Assignes to
pay or Cause to be paid unto Phillip Land or his Assignes the
Just quantity of one hundred & fifty Seven pounds of Sound
Tobacco & Caske to be paid in the County of S^t Maries on
the tenth day of November next. Wittness my hand this 12th
february 1650

John Nunn

Wittness, Jeffry Oliver

I Phillip Land doe assigne over unto Nicholas Cuzeene or
his Assignes all my right & Title of this Bill within Mencōned.
Wittness my hand this 16th of october 1651

Phillip Land

Nicholas Cuzeene demandeth the 157^l of Tobacco out of
Nunns Estate due by the Bill and assignm^t above written

p. 465 Ann Johnson aged thirty four yeares or thereabouts Sworne
and Examined the 30th of Aprill 1653 Sayeth

That yo^r Deponent and Sarah Goulson being at the house of
Robert Taylors the 24th December at the Travail of the Said
Taylors wife, Sarah Goulson Said that She would Speake to
the woman about the child, because Robert Taylor was Soe
greived about it, Soe yo^r Deponent desired her She Should
not for She had Sorrow Enough at that Instant, yo^r Depon^t
Comeing againe on Sunday after, to dress the child, her Sister
Alice Griffin being Come thither, Alice Griffin Said how now you
have Saved yo^r Bacon, Alce Griffine Said to me hath She not
Saved it, Soe your Deponent replied to her againe if She have,
it is the better for her, Alce Griffine Said that Mary Taylor
wisht She might never rise if it were not her brothers Child,
Alce Griffine and yo^r Deponent being without doors talking
about it yo^r Depon^t Said it could not be So for there was a
writing in m^r Preston's hand would testifye the time of her
going away, Soe Alce Griffine replied and Said She was afraid
of that ugly pott belly Edward Brisley, they two were Very
Great, Soe yo^r Deponent Comeing there on Monday againe,
my child telling of me at home what She had heard Robert
Taylor Say to Cuz: yo^r Deponent asked Margaret Broome
whether Robert Taylor Said to her that he would turne his
wife and the Bastard out of doors, Soe She asked me how I
heard Such a thing, Soe Said I the child told me. O Said She

what a baggage is this he did Say Soe, but who would have thought Such a baggage would have Said Soe, Soe Cuz. told me that she had been talking with her, but She could not Endure to hear her because She wished Such bad wishes, Soe yo^r Deponent talking to Cuz. tould her you would not believe this, noe Said She, had not the thing proved it Self, I Should never have beleived it, Soe yo^r Deponent helped Mary Taylor upp and then I Spoke I wish you good Sitting up, but I doubt it will prove the worst that Ever you had in your Life, why Said She to your Deponent, Soe I replyed and Said, why, you need not question why you know the Cause of it your husband he tak^s Notice of it, he Sees the Matter is badd and knows the matter is badd, Soe Mary Taylor replyed and Said he used to be Soe to her, Soe I replyed againe and Said noe for no man alive could be more fond ov^r her and the Children then he, Soe your Deponent tould her that She had both offended God and Defamed herself and wronged her husband and Children Soe whereupon her Cuzen and I urging of her to Speake the truth of the matter whose the Child was that he might take part of the Shame as well as She, Cuz. tould Mary Taylor that her husband Said that he would turne her & the Bastard out of Doors, Soe Said Cuz: I am greived to the very heart to See how yo^r Husband takes on. O! Cuzen Said She doe not let your Husband worke to Maintaine another Man's Child, Soe yo^r Deponent replyed and Said, noe truely I would lay the Saddle upon the right horse, Soe Mary Taylor Sat Still a while where She Sate and at the last She burst out Crying and Said that wicked man had overcome her upon a Court day at Night being the 12th of Aprill, and I replyed and Said She might be mistaken and She Said She was confident She was not, She being at his house he came to bed to her and never but that Night, Soe we replyed and Said Lord that you Should Soe forgett your Self and husband and Children in Soe Short a time, Soe we asked her why She did not call for a pipe of Tobacco to have prevented him, Soe that the people of the house might not have taken any Notice, Soe She was asked whose the Child was and thereupon She Nominated Cetchmey and Said She told him that She was with Child, and She told him that She would tell her her Husband of it, And he replyed againe and Said he would trust her for that, Whereupon we wisht her to Submitt her Self to her husband and that Cetchmey Should take the Child, whereby She might in time gett the Love of her husband againe for the Love of the Children he had already by her, Soe She asked me whether the Child were at his full time, whereupon I replyed yea and Said it was a lustyable Child, for She Said She thought She Should have gone longer, She Said that She was either five weeks or three

Liber B.

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p. 467

Liber B. weeks with Child before She came up from Virg^a yo^r Deponent knoweth not which, Soe whereupon yo^r Dep^t was goeing home and She desired me for gods Sake to Stay till Such times her husband came to Speake to him of it Soe when he came I told him that his wife Said She had wronged him, and I desired him to doe what his heart would let him for his Children Sake, She hath wronged me indeed Said he, Soe She came and fell upon her knees and Said Good husband forgive me, for Gods Sake Good husband forgive me, O! thou wicked base woman how can I forgive thee, I cannot forgive thee, the Law will take hold of thee, would I had given tenn thousand weight of Tobacco I had Saved thy Creditt, thou wicked woman couldest thou forgett me and the Children Soe Soon, I bid thee to have a Care of thy Creditt when thou wentest away, Soe whereupon he bid her rise of her knees, but he did not promise her any forgiveness, and She kneeled againe and he replyed he could not forgive her, the Law would take hold of her, Soe Cuz: Said that Cetchmey hang him hang him and Robert Taylor replyed and Said if he must hang him he must hang her, and Robert Taylor Said he would make a poor Cetchmey of him before I have done with him, for I will goe to m^r Preston and fetch his Warrant for him and I will Send him prisoner to Maryland, Soe Mary Taylor desired me I Should not tell Cetchmey of it but bring him thither, for if he knew of it he would not Come there, Soe when I came home I told my husband of it, and he would not let me have noe
p. 468 hand ab^t it to bring him thither for fear of disturbance. And further Sayth not. the mark of
Sworne before us the day & Ann A I Johnson
yeare above written
William Stone
Rich: Preston

Margaret Brome aged 24 years or thereabouts Sworne & Examined Sayeth.—

That upon the 24th of December 1652 when my Cuzen Mary Taylor was brought to bed, m^{rs} Johnson proferred Robert Taylor the Child, and he bid her give it the mother and She would have given it to me, and I Said I would not forfeit a pair of Gloves, Soe when m^{rs} Johnson and Sarah Goulson were in bed, your Deponent Came to the bed Side and m^{rs} Johnson asked me what I thought of it now, and I Said I could not tell what to think on't, and they Said they were Sory to See how it was, Saith m^{rs} Johnson I think Robert Taylor would put it up, if the world did not take Notice of it Soe on the Sunday m^{rs} Johnson Came againe to Robert Taylors, and Soe did Alce Griffine and alce went to the bed Side to See her Sister Mary

Taylor how now Mary Said She, I hope you have pleased them Liber B.
all now and Saved your Bacon, And m^{rs} Johnson replied againe
and Said, if She had it would be well for her and you to,
why Said Alce is She not Come well Soe m^{rs} Johnson Alce
Griffine and yo^r Deponent went into the Buttery and m^{rs} John-
son Said that her husband had or else he would give Robert
Taylor Councell to give her a Suit of Clothes and turn her and
her Bastard out of Doors, and we made Answer againe and
Said it was too Cruell and Alce Griffine had urged her Sister
about it and Mary Taylor replied and Said would God She
might never rise out of bed if it were not her brothers Child
Soe my Cozen Robert Said if the Child were none of his he
would turne her and her bastard out of Doors and Send them
to Virginia Soe when m^{rs} Johnson was dressing the Child P. 469
before this is my black headed boy it is like ketchmey Soe my
Cuzen Mary lying in her bed hearing m^{rs} Johnson Say Soe
asked me why She Said Soe, and yo^r Deponent replied it was
by reason of the Scandall that was formerly reported of her
and She replied if She might never Come out of bed She
could find no other father for it then her own husband on
Munday following m^{rs} Johnson Came to Robert Taylors to help
Mary Taylor out of her bed and She asked me what Newes,
and I replied I know none but what you know, and m^{rs} John-
son asked me whether her husband nor No body Else had put the
question to her, and I Said Noe; And She Said She would, and
when She Came to the bed and bid me take away the paupuss
and Soe I laid the Child away, and m^{rs} Johnson Said to Mary
Taylor O! wicked woman that could forgett yo^r Self Soe to
forget your husband and yo^r Children, and Mary Taylor Said
why, and m^{rs} Johnson Said you need not ask me why for yo^r
husband will not own the child and Said it was none of his,
Soe when Mary Taylor was out of the bed Standing by the
bed Side, m^{rs} Johnson Said woman confess who is the father
of the child for yo^r husband will not own it, but turn it and you
out of Doors, never keep it from God and the world for you
cannot hide it from God for it is known by reason m^r Preston
tooke a Bill of yo^r Husband dated the 8th of March 1651 Mary
Taylor Said She was at his house of a Court day being the
12th of April and lay at his house that Night and when She was
a Sleep he came to her and with his Deluding Toungue deluded
her and Soe She Said often, who is this Said m^{rs} Johnson
Cetchmey? and She replied and Said yea Saying Catchmey
told her that She would Come about Christmas and m^{rs} Johnson
and your Deponent Said he was a Vile man to offer to delude
a woman Soe And Robert Taylor was Sent for and when he P. 470
Came in, his wife Mary Taylor down upon her knees and
desired him to forgive her and he Said the Law would take

Liber B. hold of her he could not forgive her, and he Said he would Send Cetchmey to Maryland & he would make a poor Cetchmey of him, And Sayth further that Catchmey was at Robert Taylors house about two days after, This is the truth according to her Knowledge. Margret Broome
Sworne before us the day & yeare above written—

William Stone
Richard Preston

Andrew Scot aged thirty yeares or thereabouts Sworne and Examined Sayeth.

That Mary Taylor did rise of her bed and bid m^r Catchmey take the Child that the report had gone about was his, and m^r Catchmey made Answer againe and Said they had best take heed what they Say, and further Sayth not
Sworne before me this 7th of may 1653 the mark of
Ri: Preston Andrew × Scotte

Henry Pope aged 32 yeares or thereabouts Sworne and Examined Sayeth: That Andrew Scott told your Deponent that his Dame Mary Taylor rose off her bed and bid m^r Catchmey take his child, and m^r Catchmey made Answer and Said noe, it is none of mine and She Said it was his and they were Strugling about it, and m^r Taylor bid them no let it fall for it was none of the Child's fault and a Little after Cuz: tooke the Child to dress it, and when she had dressed the Child She put it into m^r Catchmey's Lap and he held it a while and then he Carryed it to Mary Taylor and bid her take the Child, and She Said, noe, and Cetchmey replied and Said what Should he doe with it, it is yours as well as mine and further Sayth not

Sworne before me this }
7th may 1653.— }
Rich: Preston

The mark of
Henry H P Pope

P. 471 Sarah Goulson aged 30 yeares or thereabouts Sworn and Examined Sayeth. That yo^r Deponent was at m^r Johnsons house that night that Anne Pope Sent for m^{rs} Johnson Soe yo^r Deponent being there went along with m^{rs} Johnson, and goeing along, m^{rs} Johnson told me She would have a bout with Mary Taylor if She were there and yo^r Deponent desired her not it would disturb her Self and the woman that was in travail, and m^{rs} Johnson Said She would ask her for a pair of Gloves; Soe as we were Comeing home m^{rs} Johnson Said you would laugh at me if I Should burn my Gloves, and your Deponent replied if She did not burn her hand, I Should laugh and m^{rs}

Johnson Said if I Should, I know where I Shall have another pair, Soe m^{rs} Johnson went a Little further and turned back and Said to Mary Taylor I must have a paire of Gloves of you (if not) of m^r Catchmey and Mary Taylor replied why of m^r Catchmey, and m^{rs} Johnson Said he is the father of your Child, and Mary Taylor replied againe he is noe more the father of mine then he is of yours for ought I know, And m^{rs} Johnson replied againe and Said She was an Impudent whore and then m^{rs} Johnson Said againe She was a brazen face whore or an Impudent whore your Deponent knowes not which and Mary Taylor Said it hath pleas'd God to make us both alike. Whereupon m^{rs} Johnson Struck Mary Taylor Soe they were busling a Little while Soe when they had done m^{rs} Johnson Said that that Nights work Should Cost her a whipt back. and further Sayth not
 Sworne before me this 7th of May 1653. Ri: Preston

Liber B.

the mark of

Sara × Goulson

Sara Goulson aged 30 years or thereabouts Sworne and Examined, Sayeth, That Comeing to Robert Taylors house, three or four days after Robert Taylor's wife was last brought to bed, and yo^r Depon^t hearing that She had confest that m^r Catchmey was the father of the Child yo^r Deponent asked her and She told yo^r Deponent noe it was noe Such thing, but She Said She tould m^{rs} Johnson that, that wicked man had either overcome her or deluded her, and further Sayth not
 Sworne before me the 7th of May 1653 Ri: Preston.

p. 472

the mark of

Sara × Goulson

Mary Catchmey aged 25 years or thereabouts Sworne and Examined Sayeth, That She heard Geo: Catchmey Say that they Shutt him into Robert Taylors house and then Mary Taylor did rise of her bed and brought him the Child, and he the Said Catchmey would not take it and he Clapt his hands behind his back, and went back and Still She followed him with the Child, and Robert Taylor bid them have a care of the Child and let it not fall betwixt them, And then She went away and lay Down upon her bed with the Child and after Some discourse they were Sat downe in the house, Cuz: She fetched the Child and Sate it in her lap, and looked upon the Child & looked upon George Catchmey and he Said She Started up, and put the child in his Lap, and Cuz: Said pray m^r Catchmey hold the Child and he Said to me that he Said, yes, I doe not care if I hold the child and he Said to me that Cuz: did not make hast to Come to take it and he Carryed it to Mary Taylor as She lay upon her bed, and he told me he bid her take the Child and She replied againe it is as much

Liber B. yours as Mine for ought I know, And he told me that he told her if it be mine it is yours. he told me that Cuz: Said to Robert Taylor, Cozen how are you able to keep a knife out of his heart, And upon that Robert Taylor tooke down his Gunn and he told me he did not know whether he did it with intent to doe him any harm. The next morning following he told me he was to goe to John Grammers, and he asked Robert Taylor if he would goe with him. And Rob^t Taylor made Answer and Said he did not care if he did, And he told me as they were goeing in the way Robert Taylor asked him what they
P. 473 Should doe in the busieness, and he told me that Robert Taylor Said that both their lives lay in his hands, and he Said to me, that he told Robert Taylor he did not feare what he could doe to his life and Rob^t Taylor asked Catchmey what will the Court do in it. And he told me, he Answered Robert Taylor thus, that the Court would Record him Cuckold and Catchmey Should keep the Child, and he told me that Robert Taylor Said if he would disburse a little Tobacco he would keep the Child as his owne, and he told him he did not care for a Little Tobacco rather then to have his name brought in question, and he told me he asked Robert Taylor how much he would have, And Robert Taylor made Answer and Said that tenn thousand pounds of Tobacco was but a flea biting to him, and he told me he Answered Robert Taylor before he would give that the Court Should decide it, But after further discourse Rob^t Taylor was Content with two thousand, And he Said to me that Robert Taylor demanded from under his hand for it. And he told him that he would give him from under his hand for it, And Geo: Catchmey demanded a discharge from under Robert Taylors hand, and Robert Taylor tould him he Should, And he told me, that before that the writings were drawn, there were Soe many Warrants for him that he was forced to runn out of the River, And when Robert Taylor came down to Virginia he Came to George Catchmey and before Robert Taylor had been there one Night, he told George Catchmey that the Child was his own picture meaning Catchmey, as Geo: Catchmey told me a Little before Robert Taylor came up to Putuxent he demanded Tobacco of Geo: Catchmey and he tould me he Answered Robert Taylor that he had none and that he knew the worst of it, And Robert Taylor told him that he would give him tenn thousand pounds of Tobacco to deny what was past, and Geo: Catchmey Said that he told Robert
P. 474 Taylor if he were never questioned, he would never question it, Soe yo^r Deponent asked my brother Geo: Catchmey whether he had ever had to doe with her and he told yo^r Deponent, yes once, and I asked him why he was Soe wicked, and he told me that She deluded him with her deluding Tounge and he

told your Deponent that Mary Taylor told him that She heard Liber B.
 he was much given to women, but he was not half so much
 Given to women as Thomas Davis the Cooper, and he told
 me he asked her whether She knew Thomas Davis, yes Said
 She Very well, I was his Neighbour a great while and he Said
 to me that She told him She heard that her husband was dead
 Saying I never was Soe taken with a man as I am with you.
 O! that I could Love my husband as I Love you, with handling
 her hands in his hair and Such like Gesture, Soe your Depo-
 nent asked him if that was after he had to doe with her, and he
 Said, noe, And he told me that She Said, O! that my husband
 were Dead, And he told me he Answered her if he were
 Dead, I have a wife, And She Said if my husband were Dead
 I knew what I could Doe, And he told me that the next Morn-
 ing after he had had the use of her She told him that She was
 with Child. And further Sayth not. the marke of
 Sworn before me this 7th Mary M Catchmey
 of May 1653 Rich: Preston

Peter Johnson aged 42 years or thereabouts Sworne and
 Examined Sayeth. That Comeing to Robert Taylors house
 after his wife was brought to bed Seeing Rob^t Taylor very
 Solitary Said to him Country I am very Sorry that this Cross
 is Come upon you, I bid him be of Good Cheer for any man
 of understanding would not blame him for it and Robert Tay-
 lor replied againe and Said when his wife was well he would
 turne her and the Bastard out of Doors, And your Deponent
 tould him Country you are grown So proud and Stately a late
 days, that you do not know whether you goe upon your feet
 or your head, God will find you out, and he replied in what
 So many words were past betwixt us he Still replying he P. 475
 would turn them both out of Doors, when She was well for
 She hath disgraced her Self and me and her Children after-
 wards. And further Sayth not.
 Sworne before me this 7th of the mark of
 may 1653 Ri: Preston Peter PI Johnson

And a day or two afterwards m^r Catchmey Comeing to
 your Deponents house, Sate him down upon a Chest very
 Solitary, Soe your Deponent called him out of Doors and my
 wife talked with him, Yo^r Deponent heard m^r Catchmey Say
 they made him doe any thing what they would, for he was
 afraid of his Life for So Soon as they gott him into the house
 they Shutt the Doors, and Robert Taylor tooke his Gunn in
 his hand, and there was another in the house that Said how
 Can you forbear a knife out of his heart, Soe talking together

Liber B. m^r Catchmey made Answer and Said he was to give Robert Taylor Content And further Sayth not the mark of Sworne before me this 7th of Peter Pl Johnson may 1653 Ri: Preston

p. 476 Cornelius Abraham Sayeth that in or about January last goeing Down with his Sloop to Virginia overtook one Geo: Catchmey about Cedar point at Putuxent Rivers Mouth in a Small boat who desired me that I would take him into my Sloop and Carry him to Virg^a which I did, And falling into Some discourse Concerning Robert Taylor, about a Child his the Said Taylors wife had lately been brought a bed withall, which was reported She had laid to the Said Catchmey, the Said Catchmey told me that the Said Taylor Carryed him to his house late one Night and Carried him in and Shutt the Door, which as Soon as he done, the Said Taylors wife rose of a bed and brought a child and Gave it to the Said Catchmey Saying here take yo^r Child w^{ch} he refused to doe denying that it was his Whereupon Some body in the house Said how can you forbear Stabbing of him to the heart, and the Said Taylor tooke a Gunn off where it hung which put the Said Catchmey as he Said in a Great feare whereupon he Carryed the Child to the mother and told her if it be my child then it is yo^{rs} as well as mine, and at that time there being Some of the Servants in the next room Robert Taylor Comanded them to goe forth, and after they were gone forth the Said Taylor told the Said Catchmey that he would goe to law with him, the next day the thing being urged again to the Said Catchmey (as he Said, the Said Catchmey told him that if Tobacco would Satisfie he did not care) Afterwards the Said Catchmey told this Deponent after Robert Taylor came downe to Virginia that the Said Taylor desired him the Said Catchmey that he would be friends with him concerning the child his wife Laid to him.

Sworne before me this 6th Aprill 1653

Ri: Preston

William Phillips aged 19 years or thereabouts Sworne and Examined Sayeth, That Sarah Goulson Said to m^{rs} Johnson you will burn your Glove by and by, noe, noe Said m^{rs} Johnson, Soe Said m^{rs} Johnson I Shall burn it indeed, And m^{rs} Johnson Said that m^r Osborne had Sent to New England for a pair for her, And m^{rs} Johnson Said to Mary Taylor, I do Expect a pair of Gloves of you or Catchmey, And Mary Taylor made Answer againe why of Catchmey, And m^{rs} Johnson replied againe, that the father of the Child use to pay Midwifs ffees, And Mary

Taylor replied againe and Said as your Deponent thinks that the child was as honest begott as m^{rs} Johnson's Soe whereupon m^{rs} Johnson Struck her and m^{rs} Johnson called Mary Taylor Impudent whore and Mary Taylor replied againe and Said it hath pleased God to make us both alike and m^{rs} Johnson Replied again I will not conceal yo^r Roguery any Longer for I will help you to a Slasht back and Mary Taylor turned to m^{rs} Johnson againe and further Sayth not. Liber B.
P. 477
Sworne before me this 7th of the mark of
William x Phillips
May 1653. Ri: Preston

John Tennis aged 25 years or thereabouts Sworne & Examined Sayeth. That your Deponent was at m^r Johnson's and your Depon^t heard m^{rs} Johnson Say that Mary Taylor and She had a falling out, and further Sayth not
Sworne before me this 7th of the mark of
John I T Tennis
may 1653 Ri: Preston

William Gramall aged 30 years or thereabouts Sworne & Examined this 7th of may 1653 Sayeth, That m^{rs} Johnson did Say to your Deponent that She dropt her Glove, and Said She Said to Mary Taylor let me not lose my old ones, for fear I Shall gett no New, but I look for a pair from you Speaking to Mary Taylor, or Else of m^r Catchmey as She Said, And Mary Taylor replied Saying and why of m^r Catchmey, m^{rs} Johnson Said She replied doth not fathers of Children use to give Midwives their ffees, whereupon Mary Taylor replied to m^{rs} Johnson (as She Said) that her Child was as truely begott as any Child She had, whereupon m^{rs} Johnson Said She replied to Mary Taylor, You Impudent whore I did not think you had been Soe Impudent, whereupon m^{rs} Johnson Said that She Struck Mary Taylor Saying have I kept your Councell Soe Long and would not goe to my Neighbours, and have You requited me thus, I have not Stured in it yet but now thou hast urged me to it I will, I have not Sturr'd yet, but I will Cause thee to have a whipt back for it, and further Sayth not.

Sworn before me this 7th may the mark of
W^m W Gramall
1653. Ri: Preston

Francis Walton aged 47 yeares or thereabouts Sworne and Examined Sayeth, that your Deponent was at Henry Catchmey's house and Mary Catchmey & your Deponent were discoursing about m^r Catchmey and Mary Taylor and your Deponent Said that I did believe that upon a Good cause my master would take Robert Taylors part, he may Very well Said P. 478

Liber B. She for Rob^t Taylor tooke a false oath for your master. And
 further Sayth not Francis Walton
 Sworne before me this 7th may
 1653 Ri: Preston

William Hanington aged 21 years or thereabouts Sworne &
 Examined, Saith, That what ffancis Walton hath declared is
 truth, and further Saith not
 Sworne before me this 7th may William Hanington
 1653. Ri: Preston

Articles of Agreement betwixt George Rapiar
 Musision of the one parte and John Carrington
 planter of the other part. Wittnesseth.

Imp^r That the Said George Rapiar doth bargaine & agree
 with the Said John Carrington to Sell and make Good the
 Sale of the Moyety or one half of the Cattle now in the pos-
 session of the Said Rapiar viz^t one Cowe two heifers one yearling
 and a Cow calfe Secondly the Said Rapiar doth firmly by these
 presents make over unto the Said John Carrington or his
 assignes one hundred acres of Land opposite to the land now
 in possession of Cap^t Brent, being the Moyety or one half of
 two hundred acres lately laid out upon the Said Rapiars Rights
 by m^r John Lewger Deputy Surveyor. In Wittness hereof I
 have hereunto put my hand this 9th August 1653.

Wittness the mrke of George Rapiar
 Henry Coursey.

In Consideration of the abovesaid Articles of the Said
 Rapiars, I the Said John Carrington doth bind my Self my
 heirs and Assigns firmly by these presents to pay or Cause to
 be paid unto the Said George Rapiar twelve hundred pounds
 of Tob: & Caske or to whom he Shall appoint the Said To-
 bacco to be paid unto, which is in consideration of the Said
 Moyety of Cattle mencōned in the Said Rapiars Covenant the
 S^d Tobacco to be paid at the Said two Covenanters parting of
 P. 479 Copartnership or at the Death of him that Shall first decease
 this Life. And In Consideration of the Said hundred acres of
 Land mencōned as aforesaid, I the Said Carrington doth Cov-
 enant and agree with the Said Rapiar to live and Inhabit with
 him for the terme of two years to help to Settle and Cleare the
 Said Land Soe Covenanted and agreed upon as aforesaid, And
 that all Necessaryes after the date of this writing bought by
 Either party Shall goe in Copartnership betwixt the Said Cov-
 enantors and that both of them Shall be at Equall proportion
 of Charge for all things bought or procured into their family
 towards house keeping, viz^t Clothes or other Necessaryes

towards the maintaining of their family. In Wittness whereof Liber B.
I have hereunto put my hand this Ninth of August 1653

Test

John Carrington

Henry Coursey

Thomas Robinson

I doe hereby bind my Self my heirs Executors or Administrators to deliver to whom and where I shall be appointed, and bestow upon Ann Hamond the wife of John Hamond and her four Children Viz. Mordecay, Bernard, Ann and Daniell, for and in consideration of Severall Courtesies bestowed by her husband upon me Six Good Cowes Some times this next Summer, as also hereafter to Settle a parcell of Good land upon the Said Children, Wittness my hand this 28th day of December Anno Domini 1652.

Gervis Dodson

Wittness George Hardie

Richard Sharpe

Indors^d
ut Sequit^m

Received in part of this Bill one brown Cowe marked with a hole in the right Eare and a Crop and underkeeled on the left Eare which I bind my Self to Record for the use within Speciefied Dated 20th of June 1653.

John Hamond

Testor. Tho: Hatton

At a Court houlden for Kent the first of Aug^t 1653

Present

{ m^r Thomas Ringgould, m^r Tho: Bradnox m^r Henry Morgan }
{ m^r Joseph Weeks m^r John Russell Commissioners }

Forasmuch as ffrancis Bright hath brought in Court John Smith Junior and hath accused him of ffelony for breaking up a Chest and takeing Severall Goods out of it, And the Court doth Order that the Said Sheriffe of kent Shall take bond of ffra: Bright for prosecution the next quarter Court the twentieth of October next at S^t Maries and in the meane time to keep in Safe Custody the Said Smith and press a Guard to Stand over him untill the next day, and in the meane time he is alsoe required to press boat and hands and Convey him unto S^t Maries to be put into the Common Goal untill the next Court.

p. 480

Vera Copia Teste me Thomas Hynson
Clarke of Kent Court

The Examination of John Smith Junior accused of ffelony by ffra: Bright of the Isle of Kent at the County Court there And by order of that Court of the first of this month transmitted to the Provinciaall Court at S^t Maries for his Tryall,

Liber B. being taken before the Governour and Secretary A Court held at St Maries this 8th day of August 1653.

Upon Examination as aforesaid he the Said John Smith confesseth that about the Seven and twentieth of July last, he being a hired Servant to ffra: Bright of the Isle of opened a Chest which was then locked in his Said Masters house by drawing the Nails thereof; but whether the Said Chest was his Said Masters or his Mates he doth not know. And that he then tooke out of the Said Chest a Suit of Clothes which he Sayeth were his own, and that he had bought them of the Said Bright his Master, and alsoe then tooke out of the Said Chest two Small pieces or remnants of Lockorume a Shirt a Canvas Sheet a new paire of Shoes a Case of knives and Some Sugar, and had likewise taken in the Same house three pieces of Bacon three loaves of bread four twists of Tobacco and four apples all which he had bound in a Bundle together intending to have taken them with him to Virginia, but before he put Such his intention in Execution he repented himself thereof, and the better to Colour the busieness and to pacifie his Said Master he told him that the Indians had opened the Chest and had taken the things before mentioned out of the Same, and that he never Enjoyed any of them nor removed them out of the Said house, but that the Same were all of them restored againe to his Said Master, Upon Consideration had by this Court this present Eighth day of August 1653. of the Said prisoner John Smith his Examination aforesaid, And upon the relacōn to the Court by m^r Thomas Hynson and John Ellis that were Charged with the bringing down of the Prisoner to the Court that the particulars intended to be Stolen were not removed out of the Said Brights house but returned to him againe It is ordered that the Said Smith be whiped with twenty five Lashes, and be responsible and pay all Charges incurred by his imprisonment and punishment, And the wages w^{ch} he is to receive from Bright Soe farr as it will extend to goe to the paym^t of the Said Charges, and the rest he is to be responsible for, out of his Labours for the future, And the Sheriffe is forthwith to See the prisoner punished according to the direction of this Order; which was done accordingly and the prisoner thereupon discharged of his imprisonment and the bond for prosecution Mencōned in the Said order at Kent is Vacated.

These presents Testify that I Henry Bishop doe bind and deliver over all my crop unto John Medley and John Thimbleby for their Security for Severall debts due unto them from me the Said Henry Bishop, as Wittness my hand this present 14th of August in the year of our Lord God 1653.

Wittness John Metcalfe
Robert Greene

the mark of Henry Bishop

Liber B. Child thinking to fly away with him but as She was goeing out of the door, the fourth of the Said Indians who is now here prisoner felled this Deponent to the Ground with his weapon or Tomohawke wounding her in Such a Manner as
 p. 483 that She fell down Senceless for Some time before the door, And that upon her Comeing to her Self againe She Saw her Said Child to be Dead being wounded in the head, And perceiving the Said Indians or Some of them busie as She conceived in pillaging or robbing the S^d house She by Gods assistance used meanes to Creep into the weeds by the Said house and Soe by Gods providence escaped with Life, And further this Deponent Sayeth that at the time when the Said Murther was Committed as aforesaid there were in the Said house three Gunns Some Good quantity of powder and Shott and divers wearing Clothes and bed Clothes Some pewter and three hatts to a good Value, All which the Said Indians as She Verily believeth and for ought She could Ever understand to the Contrary Stole out of the Said house and Carryed away with them and further Sayth not.

Sworne in open Court

The Same day after the taking of the Deposition above written the two Indians mentioned in the Said Deposition being prisoners in Irons were brought into Court, and m^r Thomas Hatton Secretary being alsoe Attorney Generall to the Lord proprietary preferred an Indictment against them in Manner, following viz.

In the name of the keepers of the Liberty of England by Authority of Parliam^t and as Attorney to the Lord Proprietary I doe hereby by way of of Indictm^t declare against Skigh-tam-Mongh and Couna-weza the two piscatoway Indian prison^{rs} here present, Shewing that they upon Thursday in the last week of July last or Some other time this last Sum^r with the Assistance of or as Assistant or consort with two other Indians in a felonious Manner entred into the house of Cap^t Daniell Gookin in the County of Annarundell wthin this Province of Maryland, and then and there in a Most barbarous inhumane Cruell felonious Manner Murthered one Jacob Warrowe a Negro Servant of the Said Cap^t Gookins and a Child of the Said Negroes about Seven Yeares of age, and alsoe then and
 p. 484 there in like Manner Grievously wounded the Said Negroes wife Leaving her for Dead, And that they the Said Indians then and there alsoe forthwith after the Said Murther Committed feloniously robbed and Stole out of the Said house divers Gunns powder Shott, Apparell and other Goods to a good Value, As will be made appeare And therefore pray that

the offenders may be brought upon a Speedy Tryall and Liber B.
receive punishm^t according to Law.—

Whereupon the prisoners were Arraigned and brought to their Answers by Interpreters being confronted by Mary Warrow the Negro woman that escaped, and with a Gun and Severall parcells of Clothes which had been taken out of the house, where the Murther was Committed and found in their Custody, and Sent down by Warcosse the Emperor as though taken from the Murtherers, and the prisoners as appeared by their Interpreters, acknowledged they knew the Negro woman, and that they were both present when the Negro man and child were killed, Sometimes confessing and Sometimes denying as fearfull & desireing to conceale their Guiltness. And thereupon out of divers freemen of the County of St^t Maries Summoned for that purpose a Jury of 24 able persons was impannelled for the Tryall their Names being as followeth viz. m^r Cuthbt ffenwick the foreman m^r William Bretton, L^t Nicholas Gwyther, m^r John Sturman m^r Edward Packer, L^t Richard Banks, m^r Phillip Land, Lieu^t William Evans, m^r John Lawson, m^r Richard Hoskins, m^r Willm Johnson, m^r John Medley, m^r Richard Willan, m^r Henry Adams m^r Robert Cadger, m^r John Nicholls, m^r Daniell Clocker m^r James Langworth, m^r John Thimbleby, m^r W^m Edwine m^r John Taylor, m^r John Harwood, m^r Zachary Wade & m^r Tho: Sympson, who who being all called and attending had their Charge given them upon Oath as followeth viz.

The Jurors Charge. You Shall Sweare to give in a Just & true Verdict according to the best of your understanding whether the two Indians now upon Tryall or either of them be Guilty of the Murther and the other offences for which they Stand Indicted or any of them yea or noe, And this upon the p. 485
proofes and other Evidences and Circumstances to be produced and as they Shall appeare unto you, So help you God &c. Upon which the Jury went forth And after Some time of consideration had concerning the Matter of their Charge before mencōned. They returned their Joint Verdict to the Court in these words following viz^t

If one or both of these Indian prisoners had not consented to the Murther of Cap^t Daniell Gookins Negroes, they ought to have withstood the other Indians in their intended Murther or revealed it by Some means, But doing neither and receiving Stolen Goods (as they confess) as hired to conceal it. We find them Guilty of the foresaid Murther.

Upon the bringing of which Verdict and Serious consideration thereupon had by the Court. Judgm^t or Sentence passed upon the prisoners; That they Should be returned to close prison as formerly, and from thence to be conveyed to the place of Execution, there to be hanged by the Neck till they

Liber B. were Dead, which the Sheriffe was to See pformed and Soe God have Mercy upon their Souls. which Execucōn was performed the Same Evening accordingly.

The Same day upon the rising of the Court the Govern^r adjourned the next Generall Provinciall Court (formerly appointed to be held the twentieth of October next) untill the first day of December next, and all Warrants, Sumōns pcess and references formerly made out and appointed for October Court to be reinforced and Stand Good for that Court.

p. 486 It is Covenanted and agreed on between Paul Sympson of the one party and Walter Peakes on the other party as followeth viz^t That in prosecution of a former Condi^cōn all bargaines, Sales, contracts and other Acts made by either party to any person or in any kind be ratified and held for Good and Effectuall Notwithstanding any Clause or proviso in the Said Condi^cōn to the Contrary, Item that both parties Shall and hereby are in all things and in all respects be and remaine Co-partners as well in their own particular ingagm^{ts} as in what is oweing to either of them from any person whatsoever or to any person and be alike lyable to eithers ingagem^{ts} and of Equall power both to receive and discharge & either receipt or act to be Valid and of like force, Item That all Lands, houseings, Buildings, Erections, Servants Cattell houshold Stuff, debts, Goods, Merchandize thing or things Whatsoever be and remaine in Comon and for the use behoofe and benefitt as well of the one as the other and all Charge whatsoever be alike Equally defrayed Item, That a true and Iust accompt or Inventory of each mans particular Estate be to the best of their knowledge produced and made appeare upon the Ensealing hereof and laid together as Cōmon & for the use aforesaid, Item that each party faithfully, truely and honestly Endeavour to their best abilities to advantage the Said Estate and that neither party willingly conceale any thing nor Injure one the other, Item that Whereas there are now Severall Suits and actions commenced one against the other, which if continued may prove prejudiciall to one the other, and weaken their Estates, that upon the Ensealing hereof they Surcease and that each man certifie the Same to the Sheriffe by a note under their hands that the Said actions may be withdrawn, Item It is further Agreed on by desire of both parties and to give further Satisfaction to the world, and that Noe Cause of Scandall further acruer that it be Expressed th^t they live not together but apart in two Severall dwelling houses or places and not in the Same habitation And in regard It is unanimously Soe concluded on that the Stock remaine in the custody of the Said Peake, and he and his wife

looke after the Same and Endeavour to improve or advantage the Same by encrease Dairie or otherwise for both their profitts, Item that in Regard of this Necessary Separation and that the Said Sympson Shall peradventure live as a Sojourner or otherwise a part and Soe by consequence not in Capacity to Entertaine his friends or acquaintance, It is concluded on that he Shall as he Shall find Occasion Send for provisions or have his freinds there and at the Said Peakes his house entertained and accommodated, Item that every party Give Notice if possible to the other of any Bargaine made release or disposall of any thing that each other's advice or consent may be had therein, whereby they may be the better Enabled to consider thereof, And that this Condition or agreem^t remaine and be in force untill either of them Shall acquitt or forsake the Countrey now Seated or hereafter to be Seated within the Capes of Chesapeake Bay, or that the Said Sympson Marry, or with a mutuall friendly Consent on both Sides, and then an Equall Division of their Estate to be made, And for the better Managing of their affairs, that each give to the other under their hands and Seales, an irrevocable and unlimited Lre of Attorney to remaine dureing their Copartnership, And lastly that if the wife of the Said Peakes happen to dye dureing this Copartnership that then it Shall and may be Lawfull for the Said Sympson to inhabit in the Same house or if She Shall goe for England or other Countrey dureing her absence. In Wittness hereof the Said partys have hereunto Interchangeably Sett their hands and Seales this 20th of Sept 1653.

Signed Sealed and Delivered

Paule Sypson

in the presence of

John Hammond

Richard x Ware

his mark

Know all men by these presents that I Paul Sympson have and doe hereby Constitute make and Ordaine my Loving freind Walter Peakes my true and Lawfull Attorney irrevocable in my Name and for my use to arrest Sue and Implead any manner of person or persons any way Indebted to me, or any with whom I have any Cause of Suit quarrell or difference as alsoe to acquitt release and discharge any Such party or any other any way oblidge or differring with me as alsoe to appeare, answer and Defend me in any Court of Justice whatsoever or otherwise, and whatsoever my Said Attorney Shall doe by way of Composition Suite or otherwise either by himself or Substitute, which I hereby Authorize him to Make I bind my Self hereby to ratifie, confirme, and allow of in as ample Manner as may or might be Expressed or as if my Self were personally

Liber B. present without any restraint, Contradiction or Limitation
whatsoever. Wittness my hand and Seale this 20th of Sept
1653. Paule Sympson

Signed Sealed and Delivered
in the presence of us
John Hammond
Richard Ware
his × mark

Whereas I L^t Richard Banks have ingaged my Self to m^r
Thomas Hatton Secretary of this Province upon full and Val-
uable consideration by him given me for that purpose in
Tobacco to allow unto and to Cause to be Entred upon Record
for Richard Hatton his the S^d Thomas Hatton his Nephew one
Cowe calfe, and have in pursuance of my Said Ingagem^t
already allotted to him the Said Richard Hatton one Cowe calf
together with another w^{ch} out of the affection I beare to the
Said Richard being Son to my wife and liveing with me I have
thought fitt and doe hereby freely give and deliver unto him
towards the raising of a Stock for him both the Said Cow
calves being marked of his the Said Richard Hatton's own
mark the one of them being black and the other Redd and
both calved the last Spring, the Said Two Calves together with
all and Every their Increase to be and remaine for the future
to him the Said Richard Hatton his Ex^{rs} Adm^{rs} & Assignes &
for their use for Ever Wittness my hand this 17th day of
October Anno Dni 1653

Recognit coram me Tho: Hatton Secr

Richard Banks

p. 489 4^{to} Octobr. Know all men by these presents that I Willm
Stone Esq Governour of the Province of Maryland for a Val-
uable consideration have and doe hereby for me my heirs and
Assignes, fully and absolutely bargain Sell Enfeoffe and Con-
firme unto Cap^t Willm Whittington of the County of North-
ampton in Virginia all and every my Land houses Orchards
and plantacōn with all and Every the Appurtenances thereunto
belonging Scituate and being at Hungars and on the Seabord
Side within the County of Northampton aforesaid, now in his
the Said Cap^t Whittings possession according to a former bar-
gain and Delivery thereof from me to him Except hereafter
Excepted, To have and to hold the Same to him the Said Cap^t
William Whittington his heirs and Assignes for Ever, with
Sufficient Warranty from me my heirs and assignes for his and
their peaceable enjoyment of the premisses against all Just
claims whatsoever Except and alwayes reserved out of this
present Sale these parcells of Land following which I have

formerly Sold out of my Divident or Tract of Land in the County aforesaid, that is to Say one parcell of Land by me Sold to the Said William Whittington as is Expressed in the Bill of Sale thereof, and another parcell of Land by me Sold to James Davis, as is Expressed in the Bill of Sale thereof, Another to Urmston ffoster as is Expressed in the Conveyance, the west containing one hundred acres together with two hundred acres more to be added thereto by a later Bargaine beginning at a Deep Valley and Soe running upwards along Mattawoman Creek another to m^r Cowdrey according to the Bill of Sale thereof another to Richard Nottingham according to the Bill of Sale thereof, And another parcell of Land on the Seabord Side Containing two hundred acres to Wiltm Sachell according to his Bill of Sale or Conveyance thereof from me. p. 490
ffurther alsoe I doe by these p^rsents together with the Land and premisses before mencōned Assigne over and Deliver to the Said Wiltm Whitting. my Grant or Pattent thereof. In Wittness whereof I have hereunto Sett my hand and Seale this third day of October in the yeare of our Lord one thousand Six hundred fifty and three.

Signed Sealed and Delivered in the
presence of Tho: Hatton. ffancis Pott

St Wiaillmone

Memorand: that I Henry Potter doe by these presents fully freely and absolutely give and deliver unto and to the use of Elizabeth Potter my wife her Ex^{rs} Adm^{rs} and Assignes one black Cowe marked as followeth viz. a piece Cutt off from the upper Side of the right Eare and the left Eare Cropt with a hole and a piece Cutt over, And the right horn branded with three Letters E^T C Wittness my hand this 27th day of October 1653

Test

Tho: Hatton

the mark of

Henry × Potter

Memrd That I Henry Potter doe by these presents fully freely and absolutely give and deliver unto and to the use of Andrey Potter my Daughter her Execut^{rs} Adm^{rs} & Assignes one Cowe of about four years old together with a heifer calfe calved in May last being both of them Cropt on the left Eare and a Slitt in the Crop and the right Eare Slitt, the Same with all and every their Increase for the future to be and goe towards the raising of a Stock for her my Said Daughter. Wittness my Mark this 28th day of October 1653.

Test Tho: Hatton.

Henry × Potter
his marke

Liber B.

27 oct

p. 491

Know all men by these presents that I Edward Hall of the Hundred of St' Michaells in the County of St' Maries in the province of Maryland planter for and in Consideration of the full and Just Summe of ffive hundred pounds of Tobacco & Cask to me in hand paid by Henry Potter of the Hundred aforesaid planter, which I doe hereby acknowledge hath been fully paid and Satisfied to me by the Said Henry Potter have Granted, Bargained, Sold aliened, Enfeoffed and Confirmed And by these presents doe for me and my heirs, Grant, bargain Sell alien Enfeoffe and Confirm unto the Said Henry Potter the Moyety or one half of the plantation where I the Said Edward Hall did about five years last past Dwell, the Said Moyety of the Said Plantacōn Containing by Estimation Seventy five Acres of Land or thereabouts, To have and to hold the Moyety of the Said plantation unto the Said Henry Potter and his heirs for Ever ffor by and under the yearly Rent of one Barrell and an half of Good Sound Indian Corn and three poultry to be Yearly paid unto me the Said Edward Hall my heirs and assigns for Ever, And I the Said Edward Hall and my heirs the premisses above Granted Bargained and Sold and Every part thereof unto the Said Henry Potter and his heirs and Assignes for Ever Shall and Will Warrant and against all person and persons defend for Ever by these presents, The Rent above reserved being well and truely paid or tendred to me the S^d Edward Hall my heirs and assigns at the now dwelling of me the Said Edward Hall upon the ffeast day of the birth of our Lord God, or within ten days before or after yearly. In Wittness whereof I the Said Edward Hall have hereunto Sett my hand this 24th day of March in the year of our Lord God 1652.

his Mark

Signed and Delivered in the p'sence of Edward × Hall
Witlm Mitchell. Tho: Bushell

Know all men by these presents that I Witlm Eltonhead Gent doe acquitt and Discharge Henry Potter from all debt dues and Demands whatsoever from the beginning of the world unto this day. Wittness my hand the first day of May. 1651.

William Eltonhead

p. 492

Know all men by these presents That upon a full accompt this day between me William Stone Esq Governor of this Province of Maryland and m^r Thomas Hatton his Ldps Secretary here I the Said William Stone doe hereby acquitt release and Discharge him the Said Thomas Hatton of all reckonings Accompts debts and Demands whatsoever from the beginning of the world to the day of the date hereof, Wittness my hand

this first day of August in the year of our Lord one thousand Liber B.
Six hundred fifty and three.

In the presence of
Henry Coursey.

William Stone

22 November William Stevens makes demand of five hundred
pounds of Tobacco out of the Estate of James Allen
deceased for trouble Charges and Damages in attendance of
the decedent in his own house during his Sickness.

Whereas according to direction given me in that behalf by
the right Hōnble the Lord Baltemore, I have heretofore Sold
of m^{rs} Eure Stock of Cattle one Bull and a Steer for w^{ch} I have
received Satisfaction, This present writing Testifieth that I doe
hereby in Consideration of Eight hundred pounds of Tobacco
and Caske part of the Tobacco by me received for the Said
Bull and Steer, Sell and deliver to the use of the Said m^{rs} Eures,
one Cow by me bought of Richard Bennett now usually called
by the Name of Bennit haveing a white List upon the Back
and Marked in the hornes with my own Mark, Seven hundred
pounds of Tobacco part of the Said Eight hundred being the
price of the Said Cow and the other hundred in Satisfaction
of my Trouble and Charge in bringing her from the Said Ben-
netts house to my owne, as Wittness my hand this last day of
march Anno Domini 1653

In the presence of
William Stone
Henry Coursey.

p me Tho: Hatton

Thomas Howard his marke for Cattell and hogs viz the left
Eare Cropt and a Slitt in the Crop and the Right Eare under-
keeled

2^o dec. This Bill bindeth me Paul Sympson my Execut^{rs} p. 493
Administrators and Assignes to pay or Cause to be paid unto
Thomas Wilford gent his Executors Adm^{rs} or Assignes the
Sume of Twenty thousand pounds of Good Sound Merchant-
able Tobacco & Caske twelve thousand part of the Said
twenty to be paid upon all Demands, and Eight thousand
being the residue to be paid the twentieth of November Anno
Dni 1654. In Wittness hereof I have hereunto Sett my hand
the 19th day of october 1654.

Signed and Delivered in the
presence of John Mottrom, ffrancis Clay

Paul Sympson

2^o dec. Know all men by these presents that I Thomas Wilford
of the County of Northumberland Gent for a Valuable
Consideration received of Paul Sympson gent and Namely for

Liber B. the consideracōn of a Bill he hath made and passed unto me of Twenty Thousand pounds of Tobacco and Caske twelve thousand part of the Said twenty to be paid upon all demands and the residue being Eight thousand to be paid the twentieth of November Anno 1654. As by the Said Bill relacōn being thereunto had more at large it may and doth appeare. Now, know Ye That I the Said Thomas Wilford for me my heirs Executors Adm^{rs} and Assignes, doe promise Covenant and agree to and with the Said m^r Sympson in Manner and form following viz. That I the Said Thomas Wilford and my Assignes Shall and will from time to time and at all times hereafter during the Natural Life of the Said m^r Sympson and as long as he Shall live allow and find him with Sufficient wholesome meate drink Apparell both Linnen and woollen lodging washing and all other Necessaryes well beseeming and fitting a Gentleman, and when Nayels and Carpenter can be had to build him a fifteen foot house Square with a welch Chimney, the house to be floored and lofted with Deale boards, and lined with Riven Boards on the inside with a handsome Joined Bedstead, one Small Joyned Table and Six Joined Stooles and three wainscott Chaires, and to furnish the Said room with bedding Curtaines & ballance Chamber Linnen and all other things fitting & Convenient And I doe promise that the Said m^r Sympson Shall have use occupy and enjoy the Said room and all things therein Contained and Soe furnished as aforesaid onely and Solely to his owne proper use behoofe and benefitt, all the days of his Life without the let hindrance and denyall of me the Said Wilford or my Assigned, And further I the Said Thomas Wilford doe Covenant promise and agree to and with the Said m^r Sympson, to buy for him once Every yeare during his Life one Anchor of Drams a Teirce of Sack and a Case of English Spirits to be delivered unto him at the time of Shipping for his own Spending and Drinking And also to allow him a Servant to gett him wood to burn in his Chamber, and to doe him Such Service as he Shall Command him during all the time aforesaid. Lastly I the Said Thomas Wilford doe bind my Self my Executors Adm^{rs} and Assignes firmly by these presents in the Summe of Thirty Thousand pounds of Good Sound Merchantable Tobacco and Caske to be paid unto the Said Paul Sympson gent upon all Demands for the true performance of all and Singular the premises, Covenants, and agreements herein above Mencōned and Specified. In Witness whereof I have hereunto Sett my hand and Seale the Nineteenth day of October 1653. Tho: Wilford
Signed Sealed & Delivered in the presence of, John Mottrom. ffrancis Clay

Be it knowne unto all men by these presents that I ^{10 dec.} Richard Thurston of Boston New England marriner have Nominated ordained and Constituted, and by these p^rsents doe Nominate, make, Ordaine & Constitute my Loveing Brethren Charles Thurston and Robert Lord of Boston aforesaid Marriners my very true and Lawfull Attornys Jointly and Severall for me and in my Name and to my use to ask, require, levy, recover & receive all & Sigular Debts, dues, Demands reckonings & Accompts Summe & Sumes of money, Wares Merchandizes Goods & Tobaccos due, oweing and appertaining unto me the Said Richard Thurston by Bill, bond, Booke writing or other-
Liber B.
P. 495
wise howsoev^r Giving and by these presents Granting unto my Said Attorney's or either of them my full and Lawfull power to Sue arrest attach, declare, Implead, imprison, Condemn and release the Said Debtor or any of them, Acquittances or any other Lawfull discharge for me and in my Name to make Seale and Deliver One Attorney or more under them or either of them to ordaine and make and at pleasure againe to revoke, And Moreover to Say, doe, Execute, Conclude Compose, Compound, perform and finish any Matter or things whatsoever, which are or Shall be needfull or requisite in and about the premisses as amply and Effectually as I my Self may or might doe if I were there present in person and did the Same my Self, Allowing Ratifying confirming & Establishing whatsoever my Said Attorneys or either of them Shall happen Lawfully to doe or Cause to be done in and about the premisses, And thereunto I bind my Self my heirs Execut^{rs} And Adm^{rs} firmly by these presents. In Wittness whereof I have hereunto Sett my hand and Seale the 27th day of October in the yeare of our Lord God 1653.

Richard Thurston

Sealed and Delivered in the psence of
 Anthony Binge, James Hitchcocke
 Nathaniell Gowther No^{rus} publicus

This present writing Wittneseth that I William Smith of the Province of Maryland doe make Susan Warren my Daughter in the Same Province my Attorney to Sue for Recoveries of all Debts or Actions of the Case as any wayes belongs to me within this Province, or to Compound or give acquittance for the Same or any part thereof Also Giving her the Said Susan Warren power hereby to make any other Attorney or Attorneys under her for the purpose aforesaid, And what She the Said Susan Warren or such other Attorney Shall doe in the pmisses I doe hereby ratifie and Confirm Giving her and them as full power in Every particular touching the premisses as I

Liber B. my Selfe may or might have. Wittness my hand this last day
 p. 496 of may 1653. Willm Smith

In the presence of
 John Metcalfe. Walter Hall

p. 498 12 Ianuary. Know all men by these presents that I John Taylor of the Province of Maryland hath bargained Sold and Delivered unto Robert Jones of the Said Province one Cowe calfe about eleven months old Coloured black the right Eare being cropt and the left Eare underkeeled with a nick in the Said Eare above, To have and to hold the Said heifer with her increase to him his heirs & Assigns for Ever Also I the Said John Taylor doth bind me my heirs Executors and Assignes to Warrant the Sale of the Said heifer, and to perform the Same I have hereunto Sett my hand this 23th of March 1652.— Wittness Richard Watson the mark of John Taylor I T

Robert Jones his mark for Cattle and hogs viz The Right Eare Swallow forked and the Left Eare Underkeeled

John Bugbye aged 27 yeares or thereabouts Sworne and Examined Sayeth

That he came into John Days house about Jan: last when Edward Brisley came up with the Sloop and he asked Edward Brisley how he did and he Said very ill he asked me how m^r Preston did, and I Said well, he told me he was ashamed to look him in the face because he had made Such a long Voyage, he Said he thought he had Gotten that which he Should never claw of againe, I told him that I thought m^r Preston would take his Sloop again for he had Sent down an old man to look after her. Edward Brisley Said that with all his heart m^r Preston Should have her, for he thought he Should never be able to Sale her and he would prove her unfitt to Sale, And Said that if m^r Preston would take her he would goe to his own house & plant. further for the present this Depon^t Sayth not.

This Deposicōn was taken by me
 Robert Brooke Jan: the 7th 1653

John B Bugbye
 his Mark

p. 499 John Day Aged about 34 years Sworn and Examined in a Suit Depending between, Edward Brisley & m^r Preston, Sayth That in or about the month of Jan: last m^r Preston and Edward Brisley being in this Deponents house m^r Preston asked Ed: Brisley how he did, Ed: Brisley replied that he was very ill, m^r Preston asked him what he intended to doe about the Sloop, and with all whether he would part with the Sloop, Edward

Brisley replied that he would with all his heart, Whereupon Liber B.
m^r Preston tooke an Account in writing of Edward Brisley
what the Sloop had Earned which when he had done, m^r
Preston Said to Edw^d Brisley when you are well come up to
my house and we will make an end about the Sloop Edward
Brisley replied that he would and tould m^r Preston where the
Sloop lay and bad him take her, And this is all that this
Depon^t can Say in the Busieness for the p^rsent

This Deposition was taken by me

John × Day

Robt Brooke Jan: the 9th 1653.

his mark

William Walworth aged about 22 years or there-
abouts Sworne and Examined Sayeth.—

That he was p^rsent at the Same time and maketh Oath that
this Deposition taken by John Day is true and further addeth
that at the Same time m^r Preston asked Edward Brisley if he
had taken all his things out of the Sloop, whereunto Ed:
Brisley replied that he had, And thereupon this Deponent Sett
m^r Preston aboard the Sloope, and m^r Preston, tooke the Sloop,
further this Depon^t Sayth not for the present.

This Deposition was taken by me Robt William M Walworth
Brooke the day and year above written

William Ewen Aged 45 years or thereabouts
Sworne and Examined, Sayeth.

That in or about the month of Jan: last he being in the
house of John Day And John Day being present, Edw^d Brisley
then newly came with the Sloop, and in the house of the Said
John Day the Said Edward Brisley tould this Deponent that
he heard Say that m^r Preston would have his Sloop againe, p. 500
And this Deponent tould him that he heard Say that m^r Preston
had Sent out a Warrant to that purpose, Ed: Brisley replied
that m^r Preston Should have the Sloope with all his heart, for
She was an Ugly Bitch, and John Day being upon his Oath
affirmeth the Same, and withall Edward Brisley Said he would
go to planting or to Sea in Some Ship, for he was resolved to
goe noe More in Such open Vessells further for the present
this Depon^t Sayth not.

This Deposition was taken by me

William Ewen

Robt Brooke Jan: the 9th 1653.

This Indenture made the eight day of August in the yeare
of our Lord God one thousand Six hundred forty Eight between
Thomas Copley of S^t Inegos in the Province of Maryland Esq
of the one part And Humphry Howell, Blanch Howell his wife
and Mary Harris daughter of the Said Blanch in the Said
Province of the other part. Wittnesseeth that for and in Consid-

Liber B. eracōn of the good Education and well bringing up of the Said Mary, The Said Humphrey and Blanch with the Consent of the Said Mary doe hereby Covenant promise and agree That the Said Mary Shall and is to Serve the Said Thomas Copley and his Successors by way of an Apprentice the full terme and time of tenn years fully Compleat and Ended from the Date hereof, the Said Thomas Copley doth Covenant and promise for himself and his Successors to Maintaine the Said Mary in Sufficient Lodging washing Diet and Apparrell and further the Said Thomas Copley doth Covenant and promise for himself and his Successors not to Sell or allien the Said Mary during the term of time to any other person or persons whatsoever In Wittness whereof the partyes herein Named have Interchangeably Sett their hands & Seales the Day & year above written

Thomas Copley

Signed Sealed & Delivered in
the p'sence of Robert Ierry. Thomas Mathews

p. 501 Know all men by these presents that I Thomas Cornwalllyes of Cornwallleys Crosse in the Province of Maryland Esq for and in Consideration of fifteen hundred weight of Good Sound Leafe Tobacco and Caske one thousand weight whereof and Caske I doe acknowledge to have received of Humphry Howell of S^t Inegos in the aforesaid Province planter whereof I doe acquitt and discharge the Said Humphrey and his heirs for Ever, The Said Humphry binding himself his heirs Executors Administrators and Assignes firmly by these presents to pay or Cause to be paid unto the Said Thomas Cornwalllis or his Assignes the other five hundred weight and Caske, at or before the twenty of November which Shall be in the year 1654 as also one Very Good flitch of Bacon at or before the Nativity of our Saviour next ensueing the date hereof Have Bargained and Sold, assigned and Sett over and by these presents Doth bargain Sell, assigne and Sett over unto the Said Humphrey Howell his heirs Execut's Administ's & Assignes for Ever, one Neck of Land within the Manno^r of Cornwallleys Crosse, bounding towards the East upon a Small fresh runn at the foot of the Hills called Portoback Quarter towards the South upon the Creeke of the Long neck towards the west upon the first Branch of the Said Creek running Northerly, towards the North with another Small fresh running into the aforesaid Branch, being by Estimacōn about one hundred acres more or less. To have and to hold the Said Neck of Land to the Said Humphrey Howell his heirs and Assignes for Ever. Yeilding and paying Yearly to the Said Tho: Cornwallleys his

heirs Executors Administ^rs or Assigns at the ffeast of the
 Nativity of our Saviour half a barrell of Good Indian Corne
 and a Couple of poultreys, Soe long as the Said Land Shall
 remaine in the possession of the Said Humphrey or his heirs,
 But upon allienation from the Said Humphrey and his heirs,
 the purchasers or possessor thereof Shall pay yearly at the time
 afores^d one whole barrell of Corne and a Couple of Poultries, Liber B.
p. 502
 always Provided that if in case the Said five hundred weight
 of Tobacco and Caske be not paid at the day appointed
 or within ten days after or the Said rent behind and not paid
 in part or in all for the Space of forty days after the aforesaid
 feast of the Nativity that then it Shall and may be Lawfull for
 the Said Tho: Cornwallyes his heirs Executors, Administ^rs or
 Assigns to distrayne upon the Said Land, or reenter & againe
 possess him or themselves of the Said Land with all houses
 and Buildings thereon as if the Same had never been Sold.
 In Wittness whereof the Said parties have Interchangeably
 Sett their hands and Seales this 13 of October 1653
 Sealed and Delivered and Thomas Cornwallleys
 possession giveⁿ in the p^rsence of

Richard Hotchkeyes

^{mark}
 John X Nicholes

More received by the assignm^t of a Bill of Tho: Coles five
 hundred and Caske Soe that I doe acknowledge all is Satis-
 fied for the land above mencōned Except the Bacon. Witt-
 ness my hand this 5th of November 1653
 Test Rich: Hotchkeys. Tho: Cornwallleys

^{110 Januarij} An Administracōn is this day granted in the Lord
 Prop^rys Name to Henry Pope and Ann his wife the
 late widowe of Thomas Balmer of Putuxent deceased of the
 psonall Estate within this Province late of the Said Decedents
 upon their Oaths therein Expressed to Exhibit a pfect Inven-
 tory by the first of June next unless, to pay the debts and
 keepe and make a Just Accompt when &c in the Usual form

^{10 January} Know all men by these presents that I Edward
 Gibbons of Boston in New England merch^t for divers
 Good Causes and Considerations me thereunto Moveing have
 made ordained and in my Stead & place put appointed and
 Constituted and by these p^rsents doe make ordaine Constitute
 and appoint my Loving friend m^r Daniell Hoare of London
 Merch^t my true and Lawfull Attorney & assigne for me and p. 503
 in my Name and to my use to ask, demand, Levy, Recover

Liber B. and receive by all Lawfull ways and meanes whatsoever of & from all manner of person or persons in Virg^a Providence Maryland or the places adjacent or belonging thereto all Such Summe or Summes of Moneys, goods, Wares, Merchandizes or demands whatsoever, as are due oweing or belonging unto me the Said Edward Gibons, by or from the Said parties, by any bond bill Specialty booke writeing Accompt or otherwise howsoever Giveing and p these presents Granting unto my Said Attorney his Substitute or Assignes all my full power and Lawfull Authority in and about the p'misses, and the Said partyes if need Shall require, for non payment to Sue, arrest, attach, Implead Seaze Sequester Imprison and Condemn & out of prison to deliver and to appeare before all & all manner of Judges, Justices and Ministers of the Law to Compound, Compromitt, Conclude agree, recover, and receive, and of the recoverys and receipts or upon End Composition or other agreem^t acquittance or acquittances or any other Lawfull discharge in my Name to make and Seale and as my deed to deliver. And for the better Effecting of the premisses one Attorneys or more under him to make Substitute and Appoint and at his pleasure againe to revoke the Same, And whatsoever my Said Attorney or his Substitute Shall Lawfully act or doe or Cause to be acted or done in or about the premisses I bind my Self, & Covenant and promise to allowe ratifie and Confirm without any retraxit disallowance or revocation whatsoever In Wittness whereof I have hereunto put my hand and Seale this 11th day of October one thousand Six hundred fifty and three

Edward Gibons

Signed Sealed and Delivered }
in the presence of }
Peter Brackitt
John Richards

p. 504 ult Januarij John Cage his Marke for Cattle and hogs viz. Cropt on the Right Eare and two pieces Cutt out right before on the left Eare on the uper Side.

Thomas Baker his mark for Cattle and hogs viz. the right Eare Slitt down and the upper Side Cutt off, and two Slitts in the Crop on that Eare, and the left Eare Slitt and the under Side Cutt off and two Slitts in that Crop.

William Empson his marke for Cattell and hogs viz. Cropt on the Left Eare and two Slitts in the Crop, and the Right Eare underkeeled.

At a Court held at S^t Maries } present { Governour } Liber B.
 1^o ffebr Anno Dni 1653 } Secretary }

Upon informacōn from m^r William Wilkinson Clerke that John Stringer Carpenter was lately dead at his house and that divers of his Chests and goods were locked up in his the Said m^r Wilkinsons Store desireing Some direction therein and about his funerall, This Court having likewise Intilligence that the Said Stringer was much indebted, It is therefore in regard of the Urgency of the occasion and for the better Secureing of the Estate for the paym^t of the decedents debts Ordered that the Said m^r Wilkinson be impowered to preserve the Said Estate in his Custody till his Ldps Secretary may understand whether the decedent made any Will, or to whom the Administration doth p^{ro}perly belong that farther order may be taken thereupon, And the Said m^r Wilkinson is in the meane time desired to make Search if any will be to be found amongst his the decedents writings whether und lock and key or otherwise, and in presence of two or three honest men to take a note of the Said Estate in his Custody and to Send the Same to the Secretary and to See the decedent decently burried with as Moderate Expences as Conveniently may be.

^{2 ffebr} This Bill bindeth me John Stringer my heirs Execut^{rs} and Assignes to pay or Cause to be paid unto Cap^t Richard Husbands his heirs Executors or Assigns the Just ^{p. 505} Sume of two thousand three hundred pounds of good Sound Merchantable Tobacco and Caske upon all demands Wittness my hand this 25th of January 1652. John Stringer
 Teste Edward Packer

^{2 ffebr} Thomas Cager maketh demand of 700^l of Tob: and Caske being attached in the hands of John Stringer deceased as due by him him to m^r Peter Langsdale Clark who Stands indebted to the Said Cager p^{ro} Bill in 600^l Tob: and Caske with Damages.

^{Eod} m^r Edward Packer as Attorney of Capt Richard Husbands demandeth 2300^l of Tobacco and Cask due p^{ro} Bill above Entred out of the Estate of John Stringer deceased

^{Eod} m^r William Allen Merch^t demandeth of Tob: and Caske' out of the Estate of John Stringer deceased due upon Accompt for goods lately Sold & otherwise.

^{Eod} M^r Philip Land Demandeth of Tob: and Caske out of the Estate of John Stringer deceased due p^{ro}.

Liber B. ^{eod} Walter Waterling demandeth 727^l of Tobacco & Caske
Due to him upon Accompt out of the Estate of John
Stringer deceased.

^{eod} 28^o die Januarij Anno 1653. Know all men by these
presents that I Robert Holt planter in S^t Georges hundred
in the Province of Maryland doe bind my Self heirs Executors,
Administrators and Assignes to pay or Cause to be paid unto
m^r Nicholas Cawseene of the Said Province his heires Execut^{rs}
Adm^{rs} or Assignes the full and Just Sume of five thousand five
hundred weight of Good and Sound Merchantable Leafe To-
bacco and Caske, And the Said Tobacco with Caske to be
paid at S^t George's hundred or near thereabouts at three
Entire paym^{ts} the first two thousand weight of Tobacco with
p. 506 Caske to be paid by me Robert Holt or my assignes unto m^r
Nicholas Cawseene or his Assignes within S^t George's River
upon the tenth of Novemb 1654 The Second paym^t of two
thousand weight of Tobacco with Caske to be paid unto m^r
Nicholas Cawseene or his Assigns on the tenth day of Novem-
ber within S^t Georges River 1655 The third paym^t of one
thousand five hundred and Caske to be paid unto m^r Nicholas
Cawseene or his Assignes the tenth day of November within
S^t Georges River 1656.

And for the true performance hereof I Robert Holt doe by
these presents bind over all my Plantation, house, Land and
Orchard thereunto belonging for Security of the abovesaid
Sume of Tobacco with Caske to be paid unto m^r Nicholas Caw-
seene his heires Executors Adm^{rs} or Assignes together with
all Such personall Estate whatsoever belongeth unto me the
Said Robert Holt within the Province of Maryland, And further
that my Said Plantacōn & Land formerly belonging to m^r
Nichol Cawseene Shall not be Sold till a full Satisfaction of
paym^t be made Except by Consent of m^r Nichol Cawseene or
his heirs or otherwise Security put in as he or they Shall
thinke fitt. Wittness my hand the day and year above written.
Signed Sealed & delivered in the
p^rsence of Ralphe Crouche Robert R Holt
Zachay x Zacharis

^{4 ffebr} M^r Mathew Stone demands for himself and m^r John
Stringer 1011^l Tob: and Caske out of the Estate of John
Stringer deceased.

^{4 ffebr} Colonell Francis Yardley maketh demand of Seven
hundred pounds of Tobacco & Caske as due to him
upon Specialty out of the Estate of John Stringer deceased

6 febr Mr William Wilkinson maketh demand of 710^l of Tob: and Caske due to him out of the Estate of John Stringer deceased for Charges of buriall and otherwise p Acco^t as followeth. for the use of his Boate five or 6 dayes 50. for the decedents being at his house 7 or 8 days in the time of his Sickness and before and his 2 men for 15 days a piece —200. A funerall Sermon—100. A funerall Dinner—300. for a plank for his Coffin—60. Tottall 710. for taking Said Accompt of the Estate and of the Goods Delivered to Cap^t Webber and m^r Allen. 100. m^r Willm Wilkinson Debtor 810 to John Stringer. To 1ⁱⁿ 6^d Nailes. To a p of Shoes for Neck Wilkinson, To a Grey pair of Stockings. to two Axes, To 2^l ½ Sope To Six yard & ½ Slight Silver lace. Liber B. p. 507

6 febr ffracis Brookes make demand of 100 and odd pounds of Tobacco and Caske out of the Estate of John Stringer deceased.

At a Court held at St Maries the Sixt of february 1653	}	present	{	The Governo ^r Cap ^t Jn ^o Price m ^r W ^m Eltonhead m ^r Thomas Hatton
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Mr William Wilkinson having this day brought in an Accompt of the Estate of John Stringer deceased according to an order of the first of this Month. Upon Motion now made by m^r William Allen Merchant and Cap^t Thomas Webber (who produced their Severall Accompts of Goods lately Sold to the decedent) W^m Edwyn and Some others, It is Ordered that the Said m^r Allen and Cap^t Webber in regard of their Occasions of attending their Voyage for England have Such goods by them lately Sold to the decedent restored to them againe in kind at the rates they were Sold at, as may be found undisposed of at m^r Wilkinsons house or Elsewhere late in the decedents possession and that a bolt of Holland be restored to William Edwin which the decedent had of him lately before his Death and no Satisfaction given and others accordingly, And m^r Wilkinson is hereby desired authorized and intrusted with the assistance of one or two other Sufficent men upon View of the Said Goods to deliver them accordingly, and to take Receipts and give in an Accompt into the Secretaries office of what he Shall Soe deliver, And it is further Ordered that William Wareing his Covenant now produced to Serve the decedent three years upon Condition to be taught the trade of a Carpenter being before a freeman and Voluntarily Entred upon that Occasion be delivered up to him, And as touching the right to the Administracōn. The Creditors are Ordered to appeare at a Court to be held for that purpose the 15th of this p. 508

Liber B. Month at St Maries where the Court or the Secretary who hath power for the Granting thereof upon Consideration to be then taken of the busieness will grant Administracōn to whom it properly belongeth. And the other busieness now Moved relating to the Said Estate may be then taken into Consideration.

John Johnson & Thomas Adams pltes
Coll ffrancis Yardley & Nathanth Batts defts } Upon Complaint this day
made by John Johnson and
Thomas Adams Craveing reliefe against Colonell ffrancis
Yardley Nathanth Batts and others for that Contrary to all Law
and Justice and in affront of the Governm^t here they had lately
by force of Armes taken and Surprized a Vessell riding in
Patomock River within this Province belonging to them the
Said Compts to their great Damage. The Said Coll Yardley
in Answer hereunto Saith that he did take the Said Vessell as
prize for that as he alledged She came lately from trading at
the Movadoes or Dutch Plantacōn But the Said Colonell,
Nathaniell Batts, m^r Charls Thurston now p^rsent in Court nor
any other their Complices or confederates in this Rebellious
UnWarrantable Action Makeing any thing appeare to the
Court that the Said could be a lawfull prize nor that they or
any of them had any Lawfull Warrant or Authority to make
prize of her, And it appearing to the Court that the Said Ves-
sell had lately ridd about two months together at Accomack in
Virginia which the Said Colonell could not deny, and Comeing
from thence to this Province freighted with Cattell and Goods
belonging to Some Inhabitants here, one or both the owners
being Inhabitants of Virginia, and Comeing up (as it Seems)
with intent to Seate in this Province and none of the Dutch
Nation (Soe far as appears to this Court) having any Interest
in the Said Vessell, and the Court (for Very Sufficient reasons)
p. 509 apprehending that this Enterprize was meerly undertaken and
grounded upon a Malitious quarrell. It is therefore Ordered
that the Said Vessell with all furniture and Goods belonging
to her be forthwith restored to the Said Johnson and Adams,
and for any thing belonging thereto (goods or otherwise) which
Shall be made appeare by prooffe to have been imbeazelled by
the Said Colonell or his Complices in their late Enterprize
aforesaid the Said Coll Yardley (who takes the busieness
wholy upon himself) when the Same Shall Soe appeare upon
prooffe, is to give the owners trebble Satisfacōn And the Said
Colonell ffrancis Yardley for his offence herein and affront to the
Governm^t is Ordered to pay forthwith three thousand pounds
of Tobacco and Caske for a ffine to the Lord Proprietary, And
the Said Nathaniell Batts appearing to be a Mayne Instigator
and Actor in this busieness in Respect of his offence therein is

Liber B. venient time make it appeare that he hath Just Power to demand and receive the Said Cap^t Husband's Debt and put in good Security for true Administration) to Grant the Same unto him accordingly.

And upon the Motion of William Warren who Now Made Oath in open Court that the two Bills now Shewed him Entred by John Baily to him the Deponent the one Dated the 21th of September 1653 for paym^t of Six hundred pounds of Tobacco and Caske, the tenth day of November then Next, and the other dated the 1th October 1656 for payment of three barrells of Corne the Same year were both of them delivered by him the Deponent to m^r John Stringer deceased in trust to keep for his the Depon^{ts} use onely, and not deposited or Delivered to him as Security or Satisfaction of any Debt oweing by this Deponent to the Said Stringer And there being no Assignm^t of the Said Bills to the Said Stringer. It is ordered that the Said two Bills be delivered up to the Said Warren.

p. 511

And upon the Motion also of Thomas Bennett making Oath this day in open Court that the two Bills now Shewed unto him the one Entred into by Richard Bennett to this Deponent the 29th of march 1652 for paym^t 150^l of Tob: & Caske the tenth day of November then next and the other by John Mills to this Depon^t the 12th of Aprill 1653. for paym^t of 200^l of Tob: and Caske upon demand after the tenth day of November then Next, were both of them delivered by him this deponent to m^r John Stringer deceased in trust to keep for this Depoⁿents use onely and not deposited or delivered to him as Security or Satisfacōn of any debt oweing by this Deponent to the Said Stringer And there being noe Assignm^t of the Said Bills to the Said Stringer. It is ordered that the Said two Bills be delivered up to the Said Thomas Bennett.

And Whereas the Court conceiveth Some Doubt whether the Remainder of the Said Thomas Bennetts time of Service ought to be reckoned as part of the decedents Estate or not. It is Ordered that the Same be left out of the Inventory of his Estate till further Consideration be taken thereupon, And that the Goods returned in kind to m^r William Allen and Cap^t Thomas Webber according to Order and appearing by their Receipts thereof delivered into the Secretary by m^r W^m Wilkinson be left out of the Inventory of the Said Decedents Estate.

And upon the Motion of m^r Willm Wilkinson who now produced an Accompt of his Charges and trouble about the decedents buriall and Estate Occasioned by his Compliance with the directions of the Severall Orders of Court touching the Same, It is Ordered that he the Said m^r Wilkinson be Satisfied out of the decedents Estate for all Such his Charges and trouble with the first, being in the whole Eight hundred and tenn pounds of Tobacco in Caske

p. 512

Sold to John Stringer p m^r Wilm Allen

Liber B.

1 p ^r of women's Shoes ded m ^r Coursey at	30	030 ^{ll}
1 p ^r mens french dd ditto	35	035
1 p ^r Childrens Stockings at	12	012
1 bottle of Drams at	20	020
6 p ^r of mens Wors: Stockings	42	252
6 p ^r Ditto worsted	60	360
21 Ells $\frac{1}{4}$ Tregars	12	256
30 Ells of Dowles	30	900
1 Gros of Silver and Gold buttons	72	072
8 doz. Silv ^r Ditto	48	048
2 bro: Axes	48	096
2 Carpenters Addses at	30	060
2 falling Axes	26	052
1 ^t of Thread	36	036
$\frac{1}{2}$ ^t Coloured Ditto	20	020
2 Stocklocks	24	048
1 Doz. of Irish Stockings	14	168
4 bundles of Silk at	26	104
2 ^m 6 ^d Nailes	45	090
1 felling Axe	26	026
1 Doz. of Shoemakers knives	12	012
		<u>2697</u>

19 yards of Carsey	36	684
1 broad Axe	48	048
1 felling Axe	26	026
1 broad hoe	25	025
13 ^m 6 ^d Nailes	45	585
4 ^t of Ditto	22	022
4 y ^{ds} of Searge	50	200
4 y ^{ds} of penniston	36	144
1 p ^r of plain Shoes	30	030
1 falling Axe	26	026
3 bottles of Drams	20	060
1 p ^r mens plaine Shoes	30	030
1 p ^r Stockings	42	042
2 p ^r of french heeld Shoes	35	070
2 falling Axes	26	052
2 ^m 10 ^d Nailes	90	180
2. 20	190	380
3 y ^{ds} $\frac{1}{4}$ Tregures	12	040
3 p ^r of womens Stockings	30	090
3 Case Drams	240	720
1 Stocklock	22	022
19 y ^{ds} $\frac{3}{4}$ of Canvis	16	308
		<u>3784</u>

Liber B.

Goods Delivered this 7th of february 1653 unto
Willm Allen out of m^r Stringers Goods viz.

To a Case and $\frac{1}{2}$ of Drams at 240	360
To 1 Grose Silver & Gold Buttons	072
To 8 doz. of Silv ^r Buttens	048
To 19 Ells $\frac{3}{4}$ of Canvis at 16 p Ell	316
To 24 Ells Dowlis at 30 p Ell	720
To 21 Ells $\frac{1}{4}$ Tregurs at 12 p Ell	255
To 4 y ^{ds} of Searge at 50 p y ^d	200
To 4 y ^{ds} of penneston 36 p y.	144
To 9 p ^r Irish Stockings 14 p p ^r	126
To 19 y ^{ds} of Kersey at 36 p yard	684
	<hr/>
	2922
To 2 ^m 20 Nailes at 90 ^t p	180
To 3 p ^r of mens Shoes french 35 p	105
To 4 p ^r of Shoes at 30 p pair	120
To 2 p ^r of Childrens Shoes at 10 p paire	020
To 2 p ^r french heeles mens Shoes at 35	070
To 1 p ^r Shoes more 30	030
To 4 p ^r woll: mens Stock: at 42	168
To 4 p ^r worst: mens Stock at 60	240
To 8 Shoemakers knives at 2	016
To 1 broad Axes at 48	096
	<hr/>
	1045
To 2 Addses at 30 p	60
To 2 falling Axes 26 p	52
To 2 Stocklocks at 24 p	48
To 1 Stocklock at 22 p	22
To 1 p ^r of french Sh: at	35
To 1 p ^r of weo: Stock: worst	30
	<hr/>
	247
To 9 ^m $\frac{1}{2}$ 6 ^d Nailes 45 p ^o	427
To 2 ^m 20 Nailes 190 p	380
To an Empty Case and bottles	015
	<hr/>
	82
	247
	1045
	2922
	<hr/>
	5036

Received the 7th of february 1653 the Sum̄e of five Thou-
sand Thirty Six pounds of Tobacco in Goods in kind and at
the Same Rate according to Order of Court from the Estate
of John Stringer which is in part as p Bill and Accomp will
appeare

p William Allen Jun^r

Goods Delivered by Order to Cap^t Webber in part
of those Goods that m^r Stringer bought of him Jan: 1653.

Imp ^r To 2 Dymycasters at 140 p hatt	280	280
To 4 Course Lockrom Shirts at 28	112	112
To a Monmouth Cap 17	017	017
To a red Kersey Suite	080	080
To a Dimity Wastcoate	026	026
		<hr/> 515

Received this 7th of february 1653 the Sum̄e of five hun-
dred and fifteen pounds of Tob: in Goods in kind and at the
Same Rates according to Order of Court from the Estate of
John Stringer which is in part of a bill of his of Eight hundred
twenty Sixe pounds and Caske, I Say received in part of a Bill
of Eight hundred twenty Sixe.

P. 514

wittness.

p me Thomas Webber

William Wilkinson

These presents Wittness that I George Willard planter in
Putuxant doe hereby alienate assigne and make over unto
Arther Wright planter of the Same County one black Cow
with a red Calfe by her Side with the Said Cow Marked with
a hole in the Right Eare and the hole Splitt out and the left
Eare whole with all & under the belly white, To have and to
hold the Said Cow and Calfe with all her future increase to
him the Said Arther Wright his Executors Administrators or
Assigns without any let trouble or Molestation of me the Said
George Willard my Executors Administrators or Assigns
without any let trouble or molestation of me the said George
Willard my Executors Administrators or Assignes and of from
all person or persons whatsoever Shall doe hereby Warrant to
defend the Same and to make Good the Sale. Wittness my
hand this 12 July in the year of our Lord God 1653

Teste John Hamelton

George Willarde

Jn^o Kale

This same black Cow hath a bob tayle and white upon the
Rump.

Liber B. Henry Bishop maketh Oath that in or about Christmas last
 p. 515 he was present when Mary the wife of Willm Edwyn received
 of William Stills a hogshead of Tobacco which was formerly
 this Deponents Tobacco and weighed when this Dep^o paid the
 Same to Walter Pakes about two or three days before three
 hundred thirty five pounds Neat as this Dep^o taketh it who
 Saw the Same weighed, and the Said Mary Edwyn when She
 Soe received the Same Sett or Caused her mark to be Sett
 upon the Said Hogshead as also upon another hogshead of
 Tobacco, which She at the Same time and place Received of
 p. 516 Walter Pakes, which wanted about Thirty pounds of Tobacco
 of being full, and which this Depon^t undertooke to fill the Said
 latter hogshead of Tobacco being formerly likewise this Depo-
 nents. And this Depon^t further Sayth that about a fortnight
 after the Said Mary Edwyn Soe received the Said two hogs-
 heads of Tobacco as aforesaid, Daniell Clocker comeing to this
 Deponents house desired him this Depon^t to Shew unto him the
 Tobacco which was Goodwife Edwyne's Saying if he liked it
 he was to have it or to that Effect, whereupon this depon^t went
 with the Said Clocker to the Tobacco house where both the
 Said hogsheads lay, and he the Said Clocker then and there
 opened the Said hogshead that was full and received the To-
 bacco therein and afterwards Nailed up the Same and Marked
 it, And then asked this depon^t whether the other hogshead of
 Tobacco were as good as that, And this Depon^t Answered that
 it was as Good as the other for ought he knew, whereupon
 the Said Clocker desired this deponent in case the hogshead
 which was not full were as Good as the other to fill the Same,
 And this Depon^t asking him whether he this Dep^t Should also
 mark the Said other hogshead when it was filled with his the
 Said Clockers mark he answered yes And this Deponent like-
 wise asking him whether he would have this Depon^t to Nayle
 it up for him, he Said it was noe Matter for Nayling of it, for
 that he that fetched it away might Nayle it, And this Deponent
 further Sayth that he did afterwards fill up the Said hogshead
 wth Tobacco and marked the Same with a (D & C) according
 to the Said Clocker's direction and that the Same hogshead
 when he Soe filled it up; was as he Verily believeth and for
 ought he knoweth to the Contrary a Good & Merchantable
 hogshead of Tobacco, All which herein before Contained or
 the Same in Effect, this Deponent averreth upon his Oath to
 be true, and further Sayth not

Jurat 6 dec: 1653 Coram me Tho: Hatton

p. 517 This Present Wittnesseth that I Willm Eltonhead Esq have
 Sold and Delivered to Henry Potter one black Cow aged Six
 yeares or thereabouts with all her Increase and doe Warrant

the Same from all Just claimes of any person or persons Liber B.
 whatsoever the Cow being marked as followeth Cropt on
 the right Eare and underkeeled of the left as Wittness my
 hand this 3th of March 1653. William Eltonhead
 Test William Bretton.

March 3^d 1653

Received by me W^m Eltonhead of Henry Potter as followeth
 viz^t

Impr ^r m ^r Anketell	100	William Johnson for my use	300
To John Dandy for	}	John Dandy more	080
my use			
m ^r Clarke	700		380
	950		950
			1330

William Eltonhead

Know all men by these presents that I Henry Pountnell of
 Maryland Carpenter have bargained to and firmly Sold all my
 right and Title of one black Cow with a piece Cutt over the
 Right Eare the left Eare Cropt and a hole and the right horn
 T branded with three Letters as in Margent unto Henry
 EC Potter or his assigns peaceably to Enjoy the Said Cow
 with her Increase that Shall hereafter insue from all rights
 Claimes priviledges person or persons whatsoever that Shall or
 may at any time or times hereafter insue, in performance of
 these p'sents I the Said Henry Pountnell doe avouch firme
 Sale unto Henry Potter or his assignes as Wittness my hand
 this 4th day of ffebruary Anno 1653

Wittness at p'sent Andrew Wardnor Jn ^o Prince	his Henry × Pountnell mark
--	----------------------------------

3 Marcij Walter Guest his Mark for Cattell and hogs viz. the
 Right Eare Swallow forked and the left Eare Cropt
 with two Slitts in the Crop.

30 Martij Thomas Connery this day acknowledgeth a Judgm^t
 to Thomas Cornwallleys Esq for Seven hundred Sixty
 five pounds of Tobacco & Caske debt & Charges of Court.
 Wittness his hand this third day of march 1653

Recognit coram me Tho: Hatton	the mark of Thomas × Connery
-------------------------------	---------------------------------

Liber B.
p. 518

This 3^d of March 1653

I ffrancis Posey in the Province of Maryland planter doe bind and make over unto Edward Swan of the Same Province two Cowes of my owne proper Stock and known by the Names of Browning and Gene, In Consideration of the Said two Cowes I the abovesaid Edward Swanne doe Stand bound with the Said ffra: Posey to Walter Beane for the of Eleven hundred pounds of Tobacco in Caske and if in Case that I Edward Swane am Compelled to pay the Tobacco then the two Cowes to be delivered unto me or my assignes without lett or hinderance. Wittness my hand

Delivered in the presence of us

John Hatch

William x Marshall

his mark

ffrancis P Posey

Know all men by these p'sents that I Walter Peakes for divers Good Causes and Considerations me at this p'sent hereunto especially moveing have remised released & altogether for me my heirs Executors & Administ^{rs} for ever quite Claimed Paul Simpson Gent late of the Province of Maryland in America his heirs Execut^{rs} and Administ^{rs} all and all Manner of Actions as well reall as psonal Suits, debts, Dutys, quarrells, Controversies, Debates reckonings Accompts Summe & Sumes of Tobacco, Trespasses Clayms demands Matships and Copartnerships whatsoever w^{ch} I the Said Walter Pakes now have or hereafter I or my heirs Executors & Administrators may or ought to have, move of or against the Said Paule Simpson or his heires Ex^{rs} or Adm^{rs} and every or any of them for any Acte Cause Deed matter or thing whatsoever from the beginning of the world untill the day of the date of these presents hereby revokeing Makeing Void and Null all Lres of Attorney revocable or irrevocable heretofore by me Made unto the Said Paul Simpson under what pretext or Colour Soever In Wittness whereof, I have hereunto Sett my hand and Seale the third day of January Ano Dni 1653

Walter Pakes

p. 519 Signed Sealed and Delivered in the presence of us

Tho: Willsfoard No^{ry} Publicus

Bridgit Willsfoard

25th January 1653 this
 { Generall acquittance was recorded
 { p me Tho: Willsfoard Cle^rcum Com
 { Northumb.

4^{to} Martij 1653, Mr Daniell Barwyck this day in open Court acknowledgeth a Judgm^t to m^r Phillip Land for one thousand one hundred and twenty pounds of Tobacco and Caske. Wittness his hand.

Daniell Barwicke

m^r Phillip Land acknowledgeth Satisfaction upon this Judg- Liber B.
ment from Cap^t Daniell Barwick Wittness his hand this 25th
of may 1654. Phillip Land
Testor Tho: Hatton

4^{to} Martij 1653. Richard Recklesse this day in open Court
acknowledgeth a Judgment to Lieutenant Nicholas Gwyther
for the use of Cap^t William Hawley for one thousand five hun-
dred pounds of Tobacco and Caske. Wittness his hand.
Rich: Recklesse

These presents Testifie that I Raph Crouch Executor of
Henry Hoopar Chirurgeon doe assigne over my right of the
Judgment Entred upon the Records formerly belonging to the
Said Henry Hoopar for Service done in the ffort in time of
Garrison unto m^r Cuthbert ffenwick as a debt due from the
abovesaid party Wittness my hand the third of March 1653
Wittness Raph Crouch

Mathew Stone }
Thomas Stone }

At a Court held at S^t Maries the first day
of March 1653.

p. 521

Present { William Stone Esq Governour
m^r Thomas Gerrard
Cap^t John Price.
m^r Thomas Hatton
m^r Robert Clarke

Henry Bishop maketh oath that about the Middle of No-
vember last m^r John Hammond having delivered to this Depon^t
a Note or Lre to Carry to Paul Sympson who was conceived
to be then upon Virginia Side of Patomock River and this
Deponent through Some Impediment not then passing over
the River returned the Said Lre to the Said Hammond again
according to his direction being then at the house at Newtowne
where he now Lives, And Walter Pakes Comeing into the Said
house forthwth upon the Delivery of the Said Note or Lre by
this Deponent to the Said Hamond, the said Hamond there-
upon, as this Deponent conceived, read the said Lre to the
said Pakes, but what the Contents thereof were this Deponent
remembreth not. Whereupon the said Pakes asking the said
Hamond what he should doe in the busieness, the said Hamond
replyed to the said Pakes that he were best to goe to the said
Sympson and doe the busieness himself for he knew not what
to doe therein in regard he could not send to the said Sympson
as he had Endeavoured or words to that Effect. And further
sayth not

Jurat die & Anno predict Coram me Tho: Hatton

Liber B. M^r Robert Clarke appointed by the Lord Proprietary for one of the Counsell tooke the Oath of a Counsellor this day in open Court.

P. 522 Robert Cadger this day Complained to the Court against Ann Harlow his Servant by Indenture now present in Court for that She had without his privity or pmission absented her Self a fortnight from his Service and prayed that She might Either receive punishm^t or that he might be Satisfied his Damage by reason of Such her absence, the Court Should think fitt, The Said Anne in Answer hereunto alledged that the Cause of her absenting her Self was for that She had been beaten and abused by one of her fellow Servants and Some other allegations which not appearing in any Sort to Excuse her fault therein, and the Court understanding that She had otherwise alsoe Misdemeaned herself in pretending herself to be with Child to her Masters Charge and prejudice. It is Ordered that the Said Anne Harloe Shall at the Expiration of of her time of Service by her Indenture Serve her Said Master or his assigns one whole month in lieu of the time She Soe absented her Self as aforesaid, according to the Act in that behalf, And Shall afterwards (in respect of one hundred pound of Tobacco which her Master is to pay to Henry ffox for her dyett and house room during her Said absence and the Charges of Court and the other Charge and trouble Sustained by her Master in this behalf) She is either to Satisfie and pay to her Said Master or his Assignes at the Expiration of her Said time of Service aforesaid three hundred pounds of Tobacco and Caske or in default thereof to Serve three months Longer

Thomas James this day acknowledgeth a Judgm^t in open Court to Thomas Cornwalleyes Esq for Six hundred Ninety Seven pounds of Tobacco in Caske.

Phillip Land the Younger Son of Phillip Land the Elder his marke for Cattle and hogs viz. The right Eare a hole in it and Little piece Cut out underneath half Round, And the left Eare Cropt and Slitt in the Crop.

These Shall authorise my worthy friend Cap^t Thomas Cornwalleyes Esq to be my Lawfull Attorney for me and to my use to Sue and Implead m^r Thomas Gerrard or any other in the Province of Maryland that is indebted unto me, And whatsoever he pleaseth to Act or Cause to be done in the premisses this Shall ratifie and Confirme. Wittness my hand this Nineth day of May Ao 1653

Wittness John Barber

Tho: Burbage

Coll Thomas Burbage by Capt Thomas } The Complt by his Said Liber B.
 Cornwallleys Esq plt. Tho: Gerrard Esq dft } Attorney Sueing for 2000^l
 of Tob: & Caske which the plte att the defendants request,
 and upon his Accompt paid to one Alexander Williamson, the
 Same appearing to be due by the defendants Note under his
 hand now produced whereby he gave direction to one Lewis P. 523
 Burwell his Agent or Attorney to pay the Same to the Complt,
 which the Said Burwell never paid And the def^t now refuseth
 to pay the Same, to which the defend^t Saith that, Burwell did
 pay the Debt and tooke up the Orriginall Note to Williamson,
 which he Sent to the defendant amongst other Accompts who
 allow'd thereof upon Accompt to Burwell, But the Court con-
 ceiving that to be no Sufficient discharge against the pltes his
 Note remaining untaken up, And yet Some likelyhood appearing
 that the debt might be paid by Burwell (who is now dead) for
 that as appears he Sent the defend^t the note for payment
 thereof to Williamson, It is thereupon and upon the defd^{ts}
 Mocōn Ordered that before any further hearing herein, The
 Complt m^r Burbage is to Sett forth by way of Answer upon
 Oath whether he or any other to his use or by his appointment
 hath received the Said debt of 2000 of Tobacco and Caske or
 any part thereof from the Said Burwell or any other by his or
 the defendants appointm^t And thereupon the Court will then
 proceed to give the Complt Such reliefe in the p^rmisses as
 Shall be fitt.

Coll Thomas Burbage by Tho Corn- } The Complts Suit by
 wallleys Esq his Attorney plte. Willm Smoote def^t } his Atto^y being upon
 an Action of the Case for Satisfaction upon a Bond of 4^l Ster-
 ling Entred into by the defend^t about 20 years Since in Eng-
 land to one Condicōned for paym^t of 50 dayes work in Vir-
 ginia, which the defend^t alledged he discharged according to
 the Condicōn, but prayed that he might not be Compelled to
 bide any further hearing herein for that it did not appeare that
 the plte m^r Burbage had any Lawfull power as Attorney or
 otherwise from him to whom the bond was entred into to Sue
 in this Cause and Craved to be dismissed with his Costs and
 Charges Sustained in this Suit living about 40 miles distant P. 524
 from this Court. It is therefore Ordered that the plts Suit
 against the defendant be dismissed out of this Court for want
 of Sufficient power to Execute therein And the plt. or his At-
 torney are to pay unto the defend^t one hundred and fifty pound
 of Tobacco and Caske in respect of his trouble & Charge
 aforesaid unless the Complt. or his Attorney Shall by the next
 Court deliver up to the defendant the bond aforesaid the Seale
 being torne off and being of that antiquity and Nature before
 Expressed

Liber B. Ld Propry by his Attorney Generall plt } The defendants appearing
 Marks Pheypo, Nicholas Keeting and } upon a Warrant Served upon
 Martin Kirke defendants } them concerning their unlaw-
 fully getting up and killing of wild Cattell. The busieness
 being of Generall concernment the hearing thereof is by con-
 sent on both Sides referred to be heard at Some Court to be
 held the Next Generall Assembly and the Warr^t to Stand in
 force for their then appearance to Answer the Complainants
 Suit.

Walter Beane plte } It is ordered that the Attachm^t taken forth
 Paul Sympson def^t } by the plte against the defendants Estate is to
 Stand in force till the Next Generall Court to be held the tenth
 of Aprill next.

Upon the Motion of Thomas Cornwallyes Esq alledging
 that he had Satisfied to Nicholas Cawseene by the appoint-
 ment of William Smoote the whole Charges of Court, and
 other Charges which by an Order or Judgm^t of the 21th of
 January 1652. he was adjudged to pay unto the Said Smoote.
 The Said William Smoote now in open Court offereth himself
 ready and willing to acknowledge Satisfaction upon that
 Judgm^t in Case Nicholas Cawseene doe discharge him upon
 his Accompt to the Value of the full Sum then adjudged.

Thomas Cornwalleyes Esq plt } The Complt and defend^t John
 Thomas and John Sturman defts } Sturman on the behalf of himself
 and the other Defend^t his father doe ingage themselves
 each to the other in the penalty of Tenn Thousand pounds of
 Tobacco and Caske to Stand to the Award or Arbitram^t of
 Willm Stone Esq Governour of this Province and m^r Thomas
 Hatton Secretary thereof touching all differences betwixt them
 now any ways depending in Court or Referred to Assembly

Major Edward Gibbons by m^r } The pltes Suit being for 450^l Tob:
 Daniell Hore his Attorn plte } and Caske debt, w^{ch} the defend^t ac-
 John Nicholls defendant } knowledgeth and is Ordered to pay the
 p. 525 Same four hundred and fifty pounds of Tobacco and Caske
 forthwith to the Said Complainant his Attorney or Assignes.

John Nicholls plt } The Complt by his Petition Sueth to be
 Phillip Land defendt } relieved for five hundred and five pounds of
 Tobacco & Caske payable in the County of St Maries upon
 Demand by a Bill Entred into by the defendant to the plte the
 13th of December last, And the defendant acknowledging the
 debt is Ordered to pay the Same forthwith to the plte or his
 assignes the bill being delivered up and Cancelled.

28 Martij 1654. Execut inde ad Satisfaciend con estate def^t

At a Court held at St Maries.
the Second day of March 1653

Liber B.

Present	{	Willm Stone Esq Govern ^r	{	Cap ^t Jn ^o Price
		m ^r Thomas Gerrard		m ^r Tho: Hatton
		m ^r Willm Eltonhead		m ^r Robt Clarke

Walter Beane the Administrator of John Nunn deceased produced an Accompt of which he Craved an allowance out of the decedents Estate. being as followeth Viz.

Anno Dni 1653 The Estate of John Nunne Debtor to Walter Beane the Administrator, p paid to the Secretary—578. To the Sheriffe 137 for a Bill which was Beans and by mistake Valued in the Inventory at 400. p Severall Bills of his own proper debt and by assignm^t from others before Nunn's Death payable out of the Estate as appears upon Record 4608. for physick and Surgery—120.

m^r Piles—p a debt to m^r Piles now Ordered for which two Cowes part of the Estate were bound over for Security as appears upon Record—1250.

Robert Jones the decedents Servant upon his Motion for an allowance of Clothes, Axe hoe &c and for trouble and Damage in attending the Court Severall times, is allowed by Order of Court out of the decedents Estate 400^l Tob: and Caske

John Bailly moving for an allowance out of the Decedents Estate for Service done about the p^rservation of the Estate & the like as appears upon Record is allowed by Order of Court 640^l of Tobacco and Caske being 540 upon his own Accompt as before and 100 by Assignment from William Marshall and to be Deducted out of the Sume Mencōned in his Bill. p. 526

These Severall debts and Accomps before Mentioned. amounting in the whole to Eight thousand one hundred Thirty and three pounds of Tobacco and Caske are upon the Administ^r's Motion allowed to and ordered to be paid by him in the first place.

Upon the motion of William Stone Esq Governour for an Allowance of Eight hundred and Sixteen pounds of Tobacco and Caske due to him out of the decedents Estate by Bill and Accompt appearing upon Record, and the Administrator making noe objection thereto, It is Ordered that it be paid accordingly if the Estate will Extend to Satisfie the Same

Upon the Mocōn of Lieuten^t Richard Banks for an allowance of twelve hundred and thirty pounds of Tobacco and Caske due to him out of the Estate of John Nunn Deceased being the Remainder of the Consideracōn for a Servant by

Liber B. him Sold unto the decedent in his life time as appears by Bill upon Record, he the Said Banks having also deposed that he Never received the Same or any part thereof as appears also upon Record, and the Administrator not Making any objection against his Demand herein. It is ordered that he be paid the Same out of the decedents Estate if the Same will Extend to make him Satisfaction.

Upon the Mocōn of Cap^t John Price for one hundred pounds of Tobacco and Caske due to him out of the Estate of John Nunn deceased by Bill from the decedent to Robt. Duglas assigned to the Said Cap^t Price as Appears upon and the Administrator making noe objection thereto It is Ordered that the Said Cap^t Price be paid the Same out of the decedents Estate if it will Extend Soe farr

p. 527 Upon the Motion of John Medley for Six hundred Ninety Eight pounds of Tob: and Caske due to him out of the Estate of John Nunn deceased being the Remainder of two bills Entred into by the decedent to the Said Medley for payment of a greater Summe appearing upon Record, And the Administrator not Making any objection herein, It is Ordered that the Said John Medley be paid the Same, out of the decedents Estate if the Same will Extend for Satisfaction, The Bills being now delivered up and Cancelled.

Upon the Motion of William Marshall for Seven hundred pounds of Tobacco & Caske due to him out of the Estate of John Nunn deceased by Bill, To which the Administrator made noe objection but it appearing that one hundred pounds part thereof was by him Assigned to John Baily who is allowed the Same, It is Ordered that he the Said Marshall in Satisfaction of the Said Bill be allowed Six hundred pounds of Tobacco & Caske out of the decedents Estate if it will extend Soe farr and the bill is delivered up and Cancelled.

Upon the Motion of Walter Beane the Administrator for one hundred pounds of Tobacco & Caske due to him out of the Estate of John Nunn deceased by Bill assigned him by Thomas Dynyard Since the decedents death he is Ordered to be allowed the Same out thereof, If the Estate will Extend Soe farr, and the Bill and assignment thereof are delivered up and Cancelled.

Upon Mocōn on the behalfe of Luke Gardiner for five hundred fifty and three pounds of Tobacco and Caske due to him

The Accompt
& oath are
upon the file } out of the Estate of John Nunn deceased by Liber B.
Accompt Now produced & Attested by the Said
Luke's own Oath, To which the Administ^r made
noe objection, It is Ordered that he be paid the Same out of
the Said Estate, if the Same will Extend Soe farr

Upon the Motion of John Thimbleby for two hundred and
twenty pounds of Tob: & Caske due to him by Bill upon
Record out of the Estate of John Nunn deceased, and the
Administrator making noe objection therein, It is ordered that
he be paid the Same accordingly, if the Estate will Extend So
farr.

Upon the Motion of m^r Phillip Land & Henry ffox for two
hundred and twenty pounds of Tobacco due to them out of the Estate of John Nunn deceased being the Remainder of 648^t of
Tob: upon Bill now produced. The Administ^r Makeing noe
objection thereto, they are ordered paym^t according to their
demand if the Estate will Extend Soe farr. And the Bill is
delivered up and Cancelled. p. 528

Upon motion on the behalfe of Nicholas Cawseene for one
hundred fifty and Seven pounds of Tob: and Caske due to him
out of the Estate of John Nunn deceased by Bill from Nunn
to Phillip Land for paym^t of the Same quantity and Assigned
to Cawseene by Land as appears upon Record. The Administ^r
making noe objection thereto. It is Ordered he be paid the
Same accordingly if the Estate will Extend Soe farr

Upon the Motion of Robert Jones Walter Beane the Admin-
istrator of John Nunne now assigning to him the Said Jones in
open Court 50 Acres of Land, for which the Said Jones had
paid to Nunn 100^t of Tob: Expressed in the Inventory. The
Court alsoe thinketh fitt to allow him 50 Acres more due to
him from the decedent by Condiçō of Service and a Warr^t
which the Surveyor now alledgeth he hath in his Custody for
laying out of 100 Acres for the decedent Nunn, the titles for
that 100 Acres if they be allowable upon his Ldps Condiçōs
are ordered to the Said Jones in Liew and Satisfaction of the
hundred Acres by him Claimed & herein before to him
Assigned and allowed as aforesaid

At the request of m^{rs} Mary Brent, m^r Cuthbt ffenwick for-
merly Attorney of m^r Thomas Bushrode doth acknowledge in
open Court that he gave to her two Receipts amounting in the
whole to Nineteen hundred pounds of Tobacco & Caske as
Received of Cap^t Giles Brent her brother for the use of the

Liber B. Said m^r Bushrode upon a Judgm^t of Court against him the Said Cap^t Brent at the Said Bushrodes Suite for two thousand five hundred and Eighty pounds of Tobacco of the Sixt of December 1648.

m^r Edward Packer plte. } Upon the defendants mocōn the hearing
m^r Richard Hoskins def^t } is Respited till the Court to be held in
June next or the next Court afterward if there be noe Court
that Month, and the defend^t is then to produce his proofes

p. 529 Upon the Mocōn of m^r Edward Packer alledging himself as Attorney for Cap^t Richard Husband to be greatest Creditor to the Estate of John Stringer deceased as appeares by Bill upon Record, And m^r William Allen who by order of Court of the 15th of ffebruary las was to Make his power of Clayming on the Said Cap^t Husbands behalfe, appeares not having as yet made any Such power appeare, And the Said m^r Packer having been formerly understood to be the Said Cap^t husbands Attorney, It is ordered that upon the Said m^r Packers recording of his Lre of Attorney from Husbands, the Secretary may Grant to him the Administration in the behalf of Cap^t Husbands.

m^r Georg Mee demandeth 100^l of Tob: as due to him out of the Estate of John Stringer deceased for a hatt Sold him two yeares Since

Butrice John plte } John Buttrice Suit against John Cornelius
Cornelius John def^t } being for a Certaine quantity of Tobacco, and
et e Contra } John Cornelius Suit against Buttrice being for
a Ring both Causes are respited till the Next Court, and in the
meane time the parties may make what further prooffe the Can.

Henry Medlop, at the request of m^{rs} Cornelius deposed Saith That a twelve month Since he this Deponent Saw a Ring in Mary Hattons hands which he Viewing perceived that there was a Little Crack in the Rymme of the Said Ring, and inlayed with black about the Stone which was Sett in the Said Ring, which Said Ring the Said Mary Hatton told this deponent that John Buttrice proffered to give her, And further Sayth not

Jurat 2^{do} Marcij 1653 Coram me. Tho Hatton

Whereas Lieuten^t William Lewis was Arrested to appear at the Court at S^t Maries at the Suit of William Hardwich Edward Packer maketh oath that the Said Lieuten^t Lewis desired & Authorized him as his Attorney to confess a Judgm^t on his behalf to the S^d Hardwich upon that Acōn or to that Effect.

Mr John Metcalfe the Sheriffe maketh Oath that L^t Lewis Liber B.
did Authorize m^r Edward Packer to acknowledge a Judgm^t on P. 53^o
his behalf to m^r William Hardwich as above is Expressed in
Case he did not appeare at this Court himself. Uterq Jurat in
plena Curia 2^{do} Martij 1653
Tho: Hatton

mr William Hardwich plte } m^r Edward Packer being Authorized
Lt William Lewis deft } as before appears by prooffe acknowl-
edgeth a Judgm^t this day in open Court on the behalf and as
Attorney for L^t William Lewis unto m^r William Hardwich for
twenty three pounds And an half of principall Good and well
Condicōned Beaver as by the Bill thereof is Expressed (which
is Delivered up and Cancelled).

Arthur Wright maketh oath that he doth not know that m^r
Cuthbt ffenwick or any other for him or by his appointment
Ever killed any hogs of m^r Robert Brookes, onely this Depon^t
about or a Little before the time that m^r ffenwick went to Seat
his plantation at Putuxent Saw Some Singed Porke in a Boate,
which m^r ffenwick Said was killed at the place where he was
going there to Seate upon his own Land, And further this
Deponent Cannot Materially Depose

Sworne in Open Court. Tho: Hatton

The Deposition of Ralph Hazleton aged 23 years
or thereabouts Sworne & Examined the 26th day
of ffebruary 1653. Sayth.

That he went with m^r Cuthbt ffenwick and his people being
bound to Putuxent to Seate his plantation there, And Comeing
a shore the Snow lying upon the Ground, this Depon^t Sayth
they found the feeting of Many hogs, and he goeing to take
up their Lodgings he Came to the hogs beds, where they
resolved to take up their quarters, And that the rest went to
Look after the hogs but could not find them, But in the Night
the hogs Came and disturbed them, Whereupon m^r Eltonhead
and m^r ffenwick Commanded this Deponent and the rest to
Shoot at them, Soe that with our Gunns and Dogs we killed
five Sowes and barrows and one bore that Night. The Ears of
which were reserved and after put in the loft The marks of
which being Severall this Deponent doth not remember them,
And that m^r ffenwick Said, if any one laid Claime to them he
would Make them Satisfaction, And this Deponent further
Saith that about three weeks or a Month after he being Sent
by ffreindship Toungue to the Crosse for more pvision for the P. 53ⁱ
people, m^r ffenwick demanded of this Deponent, if he had
lately Seen any more of those hogs, who answered not, he
then bid this deponent to tell ffriendship Toungue he would

Liber B. have him looke for them, and kill what he Could for Many
men laid Claime to them, and he would beare him out in it,
And further Sayth not the Mark of Ralph × Hazleton
Sworne before me the day and year above written
Job Chandler

Upon the mocōn of m^r William Wilkinson Shewing that by
an Order of the 15th of ffebruary last he was Ordered to be
Satisfied for his Charge & trouble about the Estate of John
Stringer deceased being incurred upon the direction of Severall
Orders, but his Accompt being not then perfected the Sumē
was not by that Order Ascertained which appearing by his
Acco^t now produced to be Eight hundred and tenne pounds of
Tob: & Caske as appears upon Record, also It is ordered that
he be paid the Same out of the decedents Estate with the first
according to the direction of the former Order.

Thomas Bennett at the request of Walter Waterlyn deposed
Sayth that m^r Stringer about November last received of the
Said Walter two hogsheads of Tobacco (the weight he knoweth
not) promising the Said Walter to discount Soe much Tobacco
for his use with Cap^t Cornwalleys, and the Said Stringer told
this Deponent that he had discounted it accordingly And
further he knoweth not.

Sworne in open Court 2 March 1653. Tho: Hatton

To the Right Worth Cap^t William Stone Governour
and the Worshipfull Concell.

The Humble Peticōn of Richard Moore Sheweth.

That Whereas your Petitioner being Molested by Michael
Baisey and threatned to take your Petition^{rs} Land from him
and burn his house and Continually Remaine in Such Lan-
guage unto the disturbance of yo^r poor petition^r

Your Petitioner humbly Craveth that an Order may be
Granted from this Court that the Said Baiseys Lyne
may be Laid forth between the Said Baisey and Yo^r
Petition^{rs} which m^r Clarke hath been twice to doe it and
he will not Suffer it to be done, That yo^r Pet^r may
know what properly belong to be his Right that Yo^r
Petition^r may live quietly in his last age.

And yo^r Petition^r Shall pray

Upon the Petition of Richard Moore above recited, It is
Ordered that the Survey of Anthony Rawlings his Childrens
Land (being the land Mencōned in the Petition) be perfected
according to the Certifficate thereof returned and Pattented,
And then if the Said Children or any on their behalf have any

Cause of Complaint for want of the due quantity they may Liber B.
 apply themselves to the Court for releife therein.

Walter Pakes acknowledgeth a Judgm^t to m^r John Hallows
 for Eighteen hundred pounds of Tobacco and Caske in open
 Court.

m^r Cuthbt ffenwick plte
 Henry ffox defdt as Attorney
 for Cap^t Mitchell

}

 The hearing of this Cause being by
 Order in June Court last respited till
 this Court. The plte Now declareth that

he Sent by Cap^t Mitchell fourteen hundred and fifteen pounds
 of Tobacco and Cask into Holland with direction that the Said
 Cap^t Mitchell Should pay the produce thereof to m^r Lawrence
 Coughen of Amsterdam as appears by his ingagment in that
 behalf under his the Said Cap^t Mitchells hand of the 4th day of
 March 1651, hereunder written, which the Said Cap^t Mitchell
 never performed to the pltes great Damage who hath been
 out of his Tobacco almost four years, And that the Said Mitchell
 being arrested the defendant his Attorney did ingage himself
 to be responsible for the debt, In which respect and for that it
 appears the defendant ffox undertooke the Debt. It is Ordered
 that the def^t ffox doe pay to the Complainant two thousand
 pounds of Tobacco and Caske in full Satisfaction of the Said
 Debt and Damages, And the Said Cap^t Mitchells Said ingage-
 ment is delivered up & Cancelled (being as followeth).

Know all men whom it may Concerne that I Cap^t Willm
 Mitchell Esq doe acknowledge have transported 4 hhds of P. 533
 Tob: of m^r Cuthbt ffenwick's Containing 1415^l Tob: neate
 which I doe ingage mySelfe to be accomptable for at Such
 Value as Shall be made thereof (upon the Accompt of m^r Law-
 rence Coughen of Amsterdam Merchant) for the produce as
 Wittness my hand the 4th day of March 1651.

William Mitchell

Wittness. W^m Eltonhead

William Boreman plte
 m^r Robt Clarke defendt

}

 The defendant acknowledgeth a Judgm^t
 to the plantiffe of thirteen hundred and five
 pounds of Tobacco and Caske upon the Accompt here Under
 written.

M^r Robert Clarke Debtor to William Boreman

for a Voyage from Accomack	500		
for beef at Severne	50		
for more Beefe	300		
for 2 Gallon of Sach	160		
for a Gall & 3 p ^h drams	175		
or 1 Gall 1/2 drams	120		
			} 1305

Liber B. William Stone Esq Govern^r plt } The defend^t acknowledgeth him-
 Arthur Lehay defendant } self to owe unto the Complainant
 three hundred forty and two pounds of Tobacco upon the
 Accompt under written

Arthur Lehay Debtor to the Governour

1 Match Coate	60	1 Coverlett	120
7 Ells Linnen at 12	72	2 Ells Holland 27	54
1 peck Salt	6	1 pair of Shoes	30
<hr/>			
Sume Tottall is			342

At a Court held at S^t Maries.
 3^o die Martij Anno Dni 1653
 Present as the day before

Walter Beane maketh Oath that John Slingsby about two years and a half Since Served this deponent about a Month or thereabouts for which W^m Stephenson was to pay to the Said Slingsby three hundred pounds of Tob and Caske w^{ch} was Never paid to the Said Slingsby Soe farr as this Deponent knows.

Jurat 2 Martij in open Court. Thomas Hatton

p. 534 Upon the Motion of John Slingsby and the prooffe above written It is Ordered that he be paid the 300^l of Tobacco and Caske above Mentioned out of the Estate of William Stephenson if the Same will Extend to Satisfie the Same, unless Humfrey Atwicks the Administrator Shall the Next Court after Notice hereof Shew Good Cause to the Contrary.

Thomas Cornwalleyes Esq plt } The ptes Suit being for 835^l Tob:
 Arthur Lehay defendant } & Caske debt by Accompt and 265^l
 Tob: Damage, The defendant Answers that he hath paid the debt by 300 to the pte and 500 to m^r Weston upon the ptes Accompt. But the defendant not making any thing appear to Satisfie the Court that the debt or any part thereof was paid, And the plantiffe upon the defend^{ts} Mocōn Making Oath that neither he nor any other to his use or by his appointment (Soe farr as he knows) Ever received any part of the debt before Mentioned, It is Ordered that the defendant pay to the plfe the Eight hundred thirty and five pounds of Tob: & Caske principall debt with Court Charges.

James Lindesey plte } The hearing of both these Cause are by
 Thomas Bushell def^t } Consent on both Sides respited till the Next
 et e Contra } Court

m^r ffancis Brookes p^{lte}
 m^r Paul Sympson defendt

 }

 The Attachment taken out by the p^{lte} Liber B.
 ag^t the defend^{ts} Estate and laid upon the
 Same in Joh Medleys hands, is ordered to Stand in force till
 the Next Cropp, And the p^{lte} may then proceed thereupon if
 he Shall think fitt, the Said Medley alledging he hath not any
 of Sympson's Estate in his hands for the present that can be
 responsible for Satisfacōns of the p^{ltes} debt.

To the Worth Thomas Hatton Esq Secretary
 of the Province of Maryland these p^rsent
 Worthy Sir

After my Service presented to yo^r Self and m^{rs} Hatton,
 these are to Certifie you that I have taken Order with Good-
 man Medley to pay You one thousand pounds of Tobacco &
 Caske which I pray receive of him, and give him a discharge
 for Soe Much, and I Shall (if any more be due) Satisfie you
 with the Most Expedition I Can, Sir the Sheriffe hath laid an
 Attachment upon 5500^l of Tob: of m^r Wilfords for my debts,
 You May therefore be plased to take Notice that the Tobacco
 is not mine for I assigned it to him in November last, and
 besides Goodman Medley hath a discharge under my hand
 which was done likewise in November, which I pray Sir be
 pleased to demand of Medley that it may be Seen in open
 Court, for I wholly depend of the Said Tobacco for to Satisfie
 you and Some others on this Side. Sir I beseech you doe m^r
 Wilford what right you May in the premisses and I know he
 will be gratefull to you, not Else at present more then the Ser-
 vice of.

ffbruary 24th 1653

Yo^r Servant
 Paul Sympson

Upon the back of this Letter is indorsed as followeth Viz.
 3^o Martij 1653. John Medley ingageth himself to be m^r Hat-
 tons Paymaster for the one thousand pounds of Tobacco and
 Caske within Mentioned in open Court the day and yeare
 abovesaid. In the presence of us.

William Eltonhead, Rob^t Clarke

M^r Arthur Turnor this day in open Court acknowledgeth
 himself to owe to m^r Thomas Hatton Secretary of this Prov-
 ince upon John Hatches Accompt for the debt of Skipper
 Jacob Derrickson three hundred thirty and one pounds of
 Tobacco and Caske and for the Same acknowledgeth a Judg-
 ment.

Thomas Cager p^{lte}
 m^r Peter Landesdesdale deft

 }

 It is Ordered that an Attachment for
 700^l of Tob: & Caske for debt and Dam-
 ages lately Served upon the defendants Estate in the hands of

Liber B. John Stringer before his death at the Compltes Suit be Continued in force against the Said Estate in the Administrato's hands or otherwise till the defend^t by himself or his Attorney Shall Appeare and Answer the pltes Suit in this Court, or this Court take further Order therein.

Thomas Connery plt } Upon the Motion of the defend^t by
m^r Henry Hooper def^t } James Veich desireing a respite till the
Next Court in regard of Some Urgent Occasions which would
not permitt him to attend this Court, It is thereupon Ordered
that the hearing be respited till the Next Court, And that then
if there be Cause the Court will allow the plte Such Charges as
Shall be fitt. in respect of this delay.

To the Honrd W^m Stone Esq Gov^r &c and the wor^t
Councill &c

The Humble Petition of Thomas Connery

Sheweth.

p. 536 That Comeing out of Virginia by the perswasion of Henry
Hooper who promised your Petitioner to furnish him with all
Necessaries as was Needfull for him, Your Petitioner Notwith-
standing desireing nothing of him onely that the Said Hooper
Should build and Cleare for your Petition^r Soe much as yo^r
Peticōn^r built and Cleared for him, as for dyett your Petitioner
agreed with the Said Hooper that he Should put in his allow-
ance in Corne, as for other dyett he the Said Hooper was to
find all. Your Petition^r hath often demanded the work of the
Said Hooper, but he denyeth the Same, bidding your Peti-
tioner to take his Course. Whereupon your Petitioner arrested
the Said Hooper to make his Answer at this Court. And he not
appearing upon the writt he desireth this Court to pass an
Order on the behalf of your Petition^r he being Lawfully Sum-
moned there.

And he Shall Ever pray &c.

Robert Richins plte } Upon the Complainants Petition here-
Robt Warren defend^t } under written It is ordered that he the Said
Complt be Satisfied out of the defendants Estate attached in
the hands of Wilm Turner three hundred Seventy and five
pounds of Tobacco and Caske with Costs of Court in liewe or
discharge of his whole demand of Corne Clothes &c pnt p
Petition.

Execuc inde 9 Martij px ad Satisfaciend.

To the Wor^{ll} the Governour & Councill of Maryland
The Humble Petition of Robert Richins.

Sheweth.

That yo^r Peticon^r faithfully pformed his Covenant of Service
In this Province, and was Servant to one Robert Warren who

is not now resident in the Province nor intendeth (as is Sup-
posed) to return hither. Wherefore yo^r Petitioner humbly
Craveth that he may be Ordered to recover his Clothes Corne
&c according to his Condition of Covenant out of his Said
Master's Estate in this Province which is under Attachment for
that purpose. And he Shall ever pray &c. Liber B.

mr Robert Clarke plt } The Complt Suit being to be relieved
William Boreman deft } touching one John Abbott his Servant whom
he lent to the defend^t about two years Since to goe along with
him in his boat to Virginia upon Condition to restore him
again at his returne thence but hath ever Since refused either
to return the Servant or to give the plantiffe Satisfaction for
his time of Service, To which the defend^t Denyes that he ever
accepted of the Servant upon these termes, and Saith that he P. 537
ran away from the defend^t in Virg^a and that he could never
find him againe, though he procured a hue and Cry after him
there, It is thereupon Ordered by Consent of both parties that
the now defendant do acquitt the now Complt of thirteen hun-
dred and five pounds of Tobacco and Caske for which the Now
Complt and then Defend^t did yesterday acknowledge a Judg-
ment to the Now defendant then plte in that Case, And that
the Now Complt doe assigne over to the defend^t Boreman
the Said Servant together with his Covenant of Service &
note of Charge and procure the Same Covenant to be attested
as also the Said Note of Charges, And both parties are to
beare and pay their own Charges and Cost of Suit in this and
the other Suit before Mentioned.

ffrancis Posey this day in open Court acknowledgeth a
Judgm^t to Henry ffox of Nine hundred pounds of Tobacco and
Caske

Upon the Motion of m^rs Mary Brent on the behalf of Cap^t
Giles Brent her Brother Informing that m^r ffrancis Brookes the
20th of June 1651 obtained a Judgm^t against her Said brother
of 500^l of Tobacco & Caske for hire of a Boate which She
alledgeth was Soe by him hired upon the Lord prop^{rs} Occa-
sions and prayeth that her Said brother may be discharged
thereof and that m^r Brookes may have Satisfaction for the
Same, and the Court Charges arising thereupon out of the
Lord Prop^rs Estate, And it now appearing to the Court upon
the Said m^r Brookes his Information and other Credible rela-
tions that the Said m^rs Brents Information was true, It is
ordered that the Said Cap^t Brent be discharged of that Order
and that m^r Brookes be Satisfied his Said Judgment and Court
Charges thereupon by his Ldps Receiver out of his Ldps

Liber B. Rents and other Revenues here, And upon the Mocōn of m^r Hatton his Ldps Attorney Generall on the behalf of his Ldp (who had made what defence he could on his Ldps behalf herein) desireing (in respect the busieness did as he conceived relate to the Republick and therefore not proper that the Charges thereof Should be laid upon his Ldp) that though Satisfaction were made to Brookes according to this Order for the p^rsent yet that it might be given in with the other publick Charges the Next Assembly to be allowed and Cost into the publick Leavy. Which is Ordered accordingly.

p. 538

Know all men by these presents that I Symon Groves of New England Tob: Rowler doe Nominate and appoint my well beloved freind Daniell Clocker of the Province of Maryland planter to be my true and Lawfull Attorney for me and in my Name to ask demand receive all debts, dues and Demands as Shall appeare to be due unto me, And if in Case of non paym^t to Sue arrest and Imprison or Implead and out of prison to Release as if I my Self were there in person, and doe by these presents allow of what he the Said Daniell Clocker Shall Lawfully doe in the premisses. Wittness my hand this third day of April 1652

Sign Symon Groves

Test Edm: Wormell, Henry Coursey
Phillip Land.

Symon Groves by Daniell }
Clocker his Attorney plt }
William Edwyn defendt }

The Compt by his Attorney Sueing for Eight hundred and Nine pounds of Tob: p Bill and Eighty Six by Accompt due to him from the defendant, The defendant Saith he paid the Tobacco as appeares by Henry Bishops Deposition and by one hogshead which he paid to Groves himself And the ptes Attorney confessed he heard the pte Say he had received one hogshead, upon which and upon the Reading of Henry Bishop's Oath, It is by Consent of both parties Ordered that the defendt Shall have up his Bill and both parties to beare their own Charge in this Suit, and Soe the Same to have an End.

To the Honble W^m Stone Esq Govern^r & Council of State
The Humble Petition of Robert Taylor
Sheweth.

That John Hambleton Standeth Indebted to yo^r Peticōn^r 1000^t Tob: in Caske and refuseth paym^t he therefore humbly prayeth Order against the Said Hambleton for present paym^t with Costs of Suit, And Shall pray &c.

To the Honble Willm Stone Esq Gov^r & Councill of State Liber B.
The Humble Petition of Robert Taylor

Sheweth.

That your Peticon^{rs} Maid Servant being with Child fathers
it on John Hambleton, and although the matter Cannot be p. 539
Determined untill the time of Delivery, yet forasmuch as he
hath been Caught Suspiciously and uncivilly with her and that
he obscures himself from the Sheriffe, and that he hath no
residence nor Estate in this Province to ingage his aboade

He humbly prayeth an Attachment may Issue out against
Such Estate of his as Shall be found, untill he put in Solvent
Security to Answer the Suit and make Good yo^r Petitioner's
Sufferings. And he shall pray &c.

Upon the Petition of Robert Taylor against John Hambleton,
It is ordered that Taylor make Stoppage of what Goods of
Hambletons he hath in his Custody, and that Giving a Just
Accompt thereof they remaine in his Custody as Security to
be responsible upon the hearing for the Said Taylors Satisfac-
tion or to be disposed of as the Court Shall direct

The Deposition of Ales Harris aged 30 years or
thereabouts Sworne & Examined Sayth.

That She this Depon^t Comeing from Greens Rest to fetch
about m^r Greens Cattell, She Saw in S^t Peter's field one Cowe
which went under the Name of Zachary Wades and which was
the Cowe that John Dandy (as he Said) had the milk of, being
a matter of a fortnight after Easter in the year 1651. and alsoe
after the going away of Skipper Jacob his last Voyage being
here, And further Sayth not Sworne in open Court.

To the Honble the Governour & Counsell of Maryland
The Humble Peticōn of W^m Harrison on the behalf
of George Abbott Merchant.

Sheweth.

That John Hambleton being indebte to m^r Abbott about
10000^l of Tob: and Caske, and y^r Petition^{rs} having procured
2 Severall Warrants to have him arrested, & he unlawfully
absented himself, Now yo^r Petition^{rs} humble request is that an
Attachm^t may issue out against his Estate he having Nothing
but what those Goods he had of m^r Abbott, hath produsd.

And Yo^r Petitioner Shall Ever pray &c

Upon the Petition of George Abbotts Attorney against John p. 540
Hambleton, It is Ordered that Stoppage be Made of Ham-
bleton's Estate in whose hands Soever it be within this Province
Soe as the Same may not be removed out of the Province nor

Liber B. Imbezled but may be responsible upon hearing for m^r Abbotts Satisfaction or otherwise as the Court Shall direct, the Court being not as yet well Satisfied touching the Legality of Granting out an Attachment in this Case, but yet is willing to afford the Petitioner any fitting reliefe

Robert Newman plt } The defend^t having attended all this Court
francis Poesey def^t } upon an arrest at the ptes Suit and none
appearing to prosecute though the pte by proclām made by the Sheriff in open Court were publickly called thereto It is ordered that the Comptes Suit be dismissed for want of prosecution, and to pay the defendant three hundred pounds of Tobacco and Caske in respect of his unjust trouble Charge and Vexation besides Court Charges, The defend^t living about 100 Miles from this Court.

Paul Sympson plte } This Suit is dismissed for want of prosecu-
francis Posey def^t } tion and the pte to pay the defend^t 300^l Tob:
in Caske in respect of unjust Molestation &c as in that of Newman.

m^r John Hallows plt } The ptes Suit is dismissed for want of
m^r Cuthbt ffenwick def^t } prosecution with 300^l of Tob: & Caske to
be paid by the pte to the def^t for unjust Molestacōn &c as in the former Nonsuites.

Peter Johnson plte } The pte is nonsuited for want of
John Tennison & his wife def^t } prosecution and Ordered to pay 300^l
Tob: for unjust Vexation &c as in the former Nonsuites this Day.

At a Court held at S^t Maries
the 4th day of March 1653

Present as the day before

p. 54^r Thomas Cornwallis Esq Attorney of m^r John Hallows the Attorney of Cap^t Henry ffleete this day in open Court acknowledgeth Satisfaction upon a Judgment of Court of the Eight of June last whereby m^r Willm Eltonhead was Ordered to pay fifteen hundred pounds of Tobacco to Cap^t ffleet or his Attorney as thereby appeares

Walter Pakes this day acknowledgeth a Judgment in open Court to the Governour William Stone Esq for one thousand Eighty Seven pounds of Tobacco and Caske being in full of all Accompts debts and Demands to this present day.

Willm Whittle plte
Capt Robt Vaughan by mr
Henry Coursey his Attry def^t

Whereas by an Order of the 22th of March Anno 1652 the matter thereby in question was respited till the Second day of the next Generall Assembly to be heard at a Court then to be appointed. Now upon the Comptes Mocon Informing that he is Much prejudiced in the delay of hearing herein Noe Assembly having been heard Since that Order nor any as yet appointed, This Court upon Consideration thereof has thought fitt, And doth Order that the defendant upon Notice of this Order to be given him Shall by himself or his Attorney appeare at the Next Provinciaall Court to be held at S^t Maries the tenth day of Aprill next to Answer and abide Judgment in this Cause, Notwithstanding the former Order of Reference, And in Case of his default of Apearance according to the direction of this Order upon Oath made of Notice given him as aforesaid the Court will then proceed upon the hearing Notwithstanding Such his default. Liber B.

Upon the motion of John Hamond as Attorney on the behalfe of Mary the wife of Robert Taylor in regard noe man hath appeared to prosecute against her this Court, And the offence wherewith She Seems to Stand Charged (if any be) is Charged as done in Virginia under another Government, and of which the Court or Governm^t here is conceived to have no Cognizance. It is therefore Ordered that in Case none appeare to prosecute agst her At the next Provinciaall Court to be held at S^t Maries & Shew Good Cause to Move the Court to take further Cognizance of the busieness She Shall then be dismisst and left at Liberty to psecute her Accusers if there be Cause.

To the Honble William Stone Esq Governour &c
and Council of State. p. 542

The Humble Petition of John Hamond.

Sheweth.

That your Petition^r and his wife riding to Putuxent Came late in the evening to m^r ffenwicks house, who desired of yo^r Peticon^r to lend his horse, but was denied, protesting his earnest occasion to be back again Suddenly, Soe your Petitioner delivered his horse and furniture to one who undertooke to take Care of it untill his return from the other Side the River. But the Next Morning the Said ffenwick tooke away the Said horse and furniture and detayned it five weekes and four dayes in Contempt of him and at last after many Mes- sages he Sent it home detayning a Carpett Cost 300^t Tob: with the bridle Changed the Saddle Torne to pieces, one Stirrop, noe Girt, nor Saddle Cloth, and refuseth to make any Satisfaction for his abuse and detention. he therefore humbly desireth con-

Liber B. sideration may be had herein and that he may have restitution of the things Spoiled and detayned & Satisfaction for the use of his horse and Damage occasioned thereby with Costs of Suit. And Shall pray.

mr John Hamond plte } The Completes Suit being for Satisfac-
mr Cuthbt ffenwick deft } tion for the use of his horse and the other
Charge pnt p his Petition, To which the defend^t Saith that he borrowed the horse of one Recklesse not knowing but that it was his, and that when he understood otherwise, he Sent the horse with the other things Complained for home to the plan- tiffe by one William Wareman, It is thereupon by Consent of both parties ordered that the defendant making it appeare by prooffe by the Next Court, that he delivered the Carpett and other things Complained for to Warman the plte is to take his remedy against him for the Same, but for want of Such prooffe the defend^t is to Make Satisfaction in that particular as the Court Shall then think fitt, And as touching the use of the horse the plt is Contented (the defend^t paying) Court Charges) not to require any Satisfacōn therein, which is Ordered accordingly.

Edward Brisley plte } The hearing of this Cause is upon Motion
mr Rich: Preston def^t } Made on the defend^{ts} behalf respited till the
next Court

p. 543 Robt Taylor plte, Henry } The hearing of both these Causes is
Ketchmey & his wife defts } respited till the Next Court
in 2 Causes

To the Hōnble William Stone Esq &c and Councill
of State.

The Humble Petition of John Hamond
Sheweth.

That your Petitioner being Newly come into this Province and Something Straitned for Provisions bargained with Phillip Land for a Cowe and Calfe as by Specialty will appeare, and hath at appointm^t of the Said Land come Sundry times and beene Sent to Sundry places for the Said Cattell, but hath ever beene abused and deluded by him, Soe that for want of them, he hath bought his provisions at Excessive rates to his Great Impoverishm^t

He therefore prays Order for the Said Cattell with damage for his Travells, want of them, and Delusions, as alsoe that he having Soe often fooled yo^r Petition^r in Seeking after them that he may be Compelled to deliver them at yo^r Petition^{rs} house and Satisfie him Costs of Suit Expended, And he Shall pray &c.

mr John Hamond plt } The plt (as by his Peticon) Sues to be Liber B.
 mr Phillip Land def^t } relieved touching a Cowe with a Calf by her
 Side which was to have been delivered by the defend^t to the
 plte by the Sixt of June last (as by Bill appears) which damages
 the defend^t Answers that he did appoint a Cowe and Calfe for
 the plantiffe in Satisfaction of his Claime, which he might have
 had at Withm Lucas his house, and which is Still ready for him
 there, But it appearing that the plantiffe hath made Severall
 Journeys for the Said Cowe and Calfe which he could not
 receive, It is Ordered that the defendant doe pay to the
 Complt a Cowe with Calfe and a Yearling Calfe and three
 hundred pounds of Tobacco in Caske in respect of his trouble
 and Damages together with Court Charges, and the Bill to be
 delivered up to be Cancelled which is delivered up and can-
 celled accordingly.

11^o April 1654. I doe acknowledge Satisfaction upon this
 Judgm^t
 Coram. Tho Hatton John Hamond

Devoreux Goodwyn by mr Mathew Stone } The Compltes Suit p. 544
 his Attorney plte } being for 591^t of To-
 mr Lawrence Starkey by mr ffenwick his Attorney } bacco and Caske, The
 defend^t } defend^t by his Attorney
 desires respite till the Next Court to produce his proofes which
 is allowed him, And both parties are Ordered then to attend
 the hearing

Thomas Cornwalleys Esq plte } This Cause Comeing this day to
 Thomas Gerrard Esq defend^t } be heard by Consent of both parties
 Notwithstanding a former order of Reference thereof to the
 next generall Assembly of the 8th of June last, Now upon the
 reading of another former Order in this Cause of the 20th of
 January 1652 and of the Compltes Petition then Exhibited,
 and upon hearing the allegacōns on both Sides touching the
 Matter in question It appeares to this Court that the Maine
 Scope and Substance of the pltes Suit is to be releived against
 the defd^t touching Certaine debts or other Estate in Virginia
 heretofore of Richard Ingle Marriner, which were as appears
 by a Deed in England dated the 8th of September 1647,
 amongst other things made over to the plte by the Said Ingle
 upon the Consideration in the Said Deed Expressed, for which
 Estate the defendant Nevertheless obtained a Judgment or
 Judgm^{ts} in Virginia unlawfully, and by the Arbitrary power &
 favour of the then Governour there, after Such time as the
 defend^t knew of Ingles Conveyance to the plte (as he the
 Complt alledgeth) And thereby possessed himself of the Said

Liber B. Estate, But the defend^t Saith he possessed himself of noe part of that Estate, but by a Just and Legall Course in Law before he knew or heard of any Conveyance thereof to the plte, and for Satisfaction of his Just and due debt and not by any favour or Connivance Now forasmuch as the Matter in question tends to the questioning of the power of the late Governour of Virginia and to the reversing of a Judgm^t already passed in that Collony concerning an Estate then in that Collony by opposing a Conveyance made in England against that Judgm^t which this Court conceives most proper to be disputed by the present Governm^t of that Collony, And being not willing by Clashing of Contradictory Orders, or otherwise to ingender any Breach
 P. 545 or Just distast betwixt the two Governments but rather by all faire and freindly means to preserve a Mutuall Correspondency, This Court thinks not fitt to proceed any further upon the hearing herein, but referreth the Complt to Seek for releife in the premisses, either in the Provinciaall Court of the Collony of Virginia or in the County Court there where the Judgm^t was Granted If he think fitt. And if the Governour of that Collony or Commander of the Said County Court, or the Provinciaall or County Court, there upon Sight of this Order Shall think fitt by any Lre or other writing to desire the Governour here by his Lre or other Sumons to appoint the defend^t m^r Gerrard to appeare at any Court to be (at the plantiffes request) appointed for the hearing of this Cause in that Collony, The said m^r Gerrard is hereby Ordered to appeare thereupon accordingly, which if he refuse, Such his refusall will be understood as a Contempt of the Governm^t here, And this Court will Call him to a Strict Accompt in that particular, And in Case of his the defendants Appearance here upon the Governours Said Lre or Summons if the plte Cap^t Cornwallis either fail to prosecute or that the Court there where this Cause Shall happen to receive a hearing Shall not think fitt to give the plte any reliefe in the p^rmisses The Court here will either Compell the plte to Satisfie to the defend^t Such Costs and Charges as that Court Shall Order, or (if it be left to the Court here) upon the defendants Mocōn will allow him Such Costs and Charges in that respect as Shall be fitt.

Thomas Cornwallis Esq plte
 Phillip Land & Henry ffox defts }

The Compltes Suite being for five thousand four hundred fifty and Seven pounds of Tobacco and Caske appearing to be due by a writing under the defend^{ts} hands of the 21th of July last which the defendants not being able to disprove It is Ordered that they make paym^t thereof to the plantiffe and the Bill or Deed in writing to be Cancelled which is Cancelled accordingly.

Henry ffox plt } Upon the Complainants Motion that the Liber B.
Phillip Land deft } Court would be pleased to Grant him an Order p. 546
whereby the defendant might be Compelled to give him a
Speedy Accompt and Satisfaction touching the Estate in
Copartnership betwixt them for want whereof he hath been
much prejudiced and the defendant making noe objection to
his demand therein It is by consent Ordered that the defendant
bring into the Court all Accompts Bills or other debts whatso-
ever belonging to the Said Estate to be put into the hands of
m^r Cuthbt ffenwick & m^r Henry Coursey Arbitrators herein,
who have power hereby given them to put an end to the
Matter in question and to Choose an Umphire if there be
Occasion, And m^r Land is to take his oath in open Court to
Exhibit into the hands of the the Said Arbitrators a true
Accompt of all debts due to the Estate in Copartnership
betwixt him and the plantiffe to the best of his remembrance
which oath the Said def^t did accordingly now take in open
Court.

Walter Pakes acknowledgeth a Judgm^t this day in open
Court to m^r Symon Oversey for twelve hundred and twenty
pounds of Tobacco and Caske.

Upon the Motion made this day on the behalf of m^r Symon
Oversey, It is Ordered that an Attachment Issue out at his
Suit against the Estate of Paul Sympson for one thousand
pounds of Tobacco and Caske.

6 Marcij px Att^a inde ret next Court After Serving thereof.

Walter Pakes acknowledgeth a Judgm^t this day in open
Court to Thomas Cornwalleys Esq for Nine hundred and
Tenne pounds of Tobacco and Caske upon Accompt.

Upon the Mocōn of m^r Wiltm Eltonhead, Henry ffox dis-
claiming and refusing to be Attorney for Cap^t William Mitchell
any Longer Albeit he were arrested at the Said m^r Eltonheads
Suit to Answer this Court upon that Accompt It is Ordered
that the Said m^r Eltonhead have an Attachment against the
Said Cap^t Mitchells Estate for what he Claims to be due.

William Scott Mariner Maketh Oath that upon Coll ffrancis
Yardleys last departure out of this Province being at the house
of m^r Edward Packer he then and there heard Coll Yardley
Say, that when he Came downe to his house at Lyme Haven he
would goe with his Vessell and Some of his Servants to the
Southward there to build him a house for the present to Enter-
taine his family when they came there and then to Come back

Liber B. and fetch Away the rest of his family and Carry them hither
or to that effect, And further Sayth not

Sworne in open Court. Tho: Hatton

To the Honble Governour &c & the Worth Councill
now Siting

The Humble Petition of William Scott.

Sheweth.

That Coll ffrancis Yardley is indebted to yo^r Petition^r the
Summe of 1438^l Tob: with Caske, yo^r Petition^r hath demanded
the Said debt of Coll Yardley, but finding Since not any Satis-
faction where he appointed I Should be fully Satisfied, Yo^r
Petitioner desires he may have an Attachm^t Upon the Estate
of the Said Yardley, And yo^r Petition^r is Shortly to depart this
Countrey desires yo^r Worships to be pleased to think of Some
Speedy Course for present Satisfaction. And he Shall pray for
y^r Worps &c

Upon the Petition & Oath of William Scott above recited It
is Ordered that an Attachm^t issue out at his Suit against Coll
Yardley's Estate for the Summe demanded by the Said Scotts
Petition.

These are to Authorize my Loving ffriend m^r Edward
Packer my Attorney in all Cases as full as if I my Self were
personally p^rsent Wittness my hand this last of November
1652. ffrancis Yardley

Dated at S^t Maries as aforesaid in the
p^rsence of. Job: Chandler

William Scott Mariner plte
Coll ffrancis Yardly by m^r Edward
Packer his Attorney defendt }

The plte Suing for fourteen
hundred thirty Eight pounds of
Tobacco and Caske, which the
defendants Attorney now acknowledging to be due, It is
Ordered that the Defendant make the plte present payment
thereof the Specialty being delivered up to the defend^{ts}
Attorney And the Order for the Attachm^t upon this debt
already this day Granted is to be Vacated.

22^{do} Martij Execut inde con Estate

Walter Pakes plte
John Hamond defendt }

The hearing of this Cause is respited till
the Next Court

p. 548

To the Honble W^m Stone Esq Govern^r &c & Worth
Counsell

The Humble Petition of Walter Pakes.

Sheweth

That yo^r Petition^r Sold to John Hamond his plantacōn for

4500^l of Tob: and the Said John Hamond denyeth to Satisfie Liber B.
Yo^r Petition^r therefore much to his hindrance and Damage

He humbly craveth this Court to Examine his
pretences and allegacōns which he alledgeth, and
releive Your Petitioner therein. And as in duty
bound he Shall ever pray &c

Mr Henry Coursey & al pltes } The hearing of this Cause is respited
mr Thomas Daynes def^t } till the Next Court and both parties
are then to attend the hearing.

mr Willm Nugent plte } Upon the Compltes Mocōn Informing
Richard Watson def^t } that the defendant being arrested to appeare
and Answer this Court at the pltes Suit doth not appeare, It is
Ordered that the Arrest Stand Good for the defendants
Appearance the Next Court, And if then he do not appeare
either by himself or his Attorney, The Court will then take
Such Order against the Sheriffe for the plantiffes releife as
Shall be fitt.

Mr William Eltonhead plte } The defendant not appearing upon an
Richard True defendant } Arrest, It is Ordered as before in the
Cause of Nugent and Watson.

Capt Tho: Cornwalleys plte } The defendant not appearing upon
francis Martin defend^t } an Arrest It is ordered as before in the
Case of Nugent and Watson.

Walter Beane Complte } The Complte Sueing for 1500^l of
mr Thomas Mathews Admr } Tobacco & Caske due out of the
of Edward Cotton deceased def^t } decedents Estate the defend^t desires
time till the Next Court to make his Answer therein whereby
he conceives the Court will be induced to Sett aside the debt,
which now he Cannot Make appeare, It is therefore Ordered
that the hearing of the Cause be respited till the Next Court,
and then the hearing to be peremptory.

Upon the Motion of William Stone Esq Governour, It is
ordered that he have an Extent upon the Land of m^r Thomas
Weston to the Value of his due debt.

Upon the Motion of m^r Thomas Hatton his Ldps Secretary
It is ordered that his Accompt of the Tobacco by him received
out of the Dutch Custome for the Soldiers pay according to p. 549
the Act, be taken into consideration the Next Court, Soe as he
may be then discharged thereof.

Liber B. John Domall plte } Upon the defendants Peticōn having attended
 Willm Ewens def^t } this Court upon an Arrest and none appearing
 to prosecute. It is ordered that the plte be Nonsuited and to
 pay the defendant two hundred pounds of Tobacco and Caske
 for his unjust Molestation, besides Court Charges.

Upon the Motion of m^r Phillip Land, It is ordered that the
 Warrant against Richard Recklesse for his appearance this
 Court, and the Arrest thereupon Stand Good for his appear-
 ance the Next Court.

To the Right Worth Cap^t Willm Stone Gov^r & the worth
 Councill

The Humble Petition of William Ewens.
 Sheweth.

That Whereas your Petition^r was Arrested unto this Court
 to be holden the tenth of January upon an Acōn of the Case
 at the Suit of John Domall, and having given my diligent
 attendance to answer the Said Suit, and the plte having no
 ways prosecuted against your Petition^r Yo^r Petition^r humbly
 prayeth that the Suit may be dismissed and reparacōns given
 unto yo^r Petition^r for his Losse of time and Expence, And your
 Petition^r Shall pray &c.

At a Court held at S^t Maries
 the Sixt of March Aō 1653

Present	{	William Stone Esq Governour
		m ^r Thomas Gerrard
		Cap ^t John Price
		m ^r William Eltonhead
		m ^r Robert Clarke
		m ^r Thomas Hatton

After the Governour and Counsell (present this day) had
 for Some time Sate in confutacōn about Some affairs in relacōn
 to the Publick Safty, the fell upon the hearing of Some par-
 ticular Causes as followeth viz.

p. 550 Upon the Mocōn of Marks Pheypo, and a Suspicion appear-
 ing of an Intention in Coll francis Yardley to remove his
 Estate out of this Province having Severall ingagements Upon
 him here, And the Said Colonell being Summoned to Appeare
 at the Court held the first of this Month to Answer the Said
 Pheypoe's Suit did not appeare at that Court nor any for him
 to Answer therein, It is ordered that m^r Job Chandler be Im-
 powered, in case he find any probable intention or Endeavour

of removing the Said Estate to appoint any officer whom he Liber B.
thinks fitt to make Stoppage by Attachm^t or otherwise as he
the Said m^r Chandler Shall think fitt of Soe Much of the Said
Estate as may be responsible to the Suit of the Said Pheypo
upon a hearing the Next Court in an Action of debt of one
and twenty hundred pounds of Tobacco and Caske.

Know all men by these presents that I Richard ffoster of
the Province of Maryland doe constitute and appoint my well
beloved friend Nicholas Gwyther my true & Lawfull Attorney
to all efforts and purposes in Law as if I my Self were person-
ally present. As Wittness my hand.

the mark of × Richard ffoster

March the 1. 1653 In the Presence of
David Thomas

To the Hōnble Cap^t Willm Stone Esq and the
rest of of the Counsell of State for the Province
of Maryland

The Humble Petition of Cornelius Saunders Carpenter
of m^r Hannefords Ship by m^r Henry Coursey his At-
torney Authorized by Sanders his Lre.

Sheweth.

That the Said Carpenter did Sell to Nathaniell Batts Coll
Yardley's Interpreter a parcell of Sugar amounting by Agreem^t
unto 19^t & ½ of Beaver as by his Note to Richard ffoster doth
appeare, And the Said ffoster did promise your Petitioner Sat-
isfaction as doth appeare by two Severall oaths, taken before
m^r Gerrard for the Same. Now the humble Suit of yo^r Peti-
tion^r is that your Hon^{rs} will please to grant him an Order for
the present Satisfaction of the Said debt against the Said
ffoster in respect yo^r Petition^r is now bound out of the Coun-
trei, and doth not know whether ever he Shall return againe,
And in Granting yo^r Petition^r his humble Suite You will ingage
him to pray as he is bound for your Hono^{rs}

Cornelius Sanders by m ^r Coursey his Attorn ^{pt} } Rich: ffoster by m ^r Gwyther his Attorn ^{defend^t} }	The plte by his Attor- ney Sues for Nineteen pound and an half of beaver by Agreem ^t for Sugar Sold to Nathaniell Batts for which the defendant promised Satisfaction pnt p Petition The defendant by m ^r Nicholas Gwyther his Attorney denies that he the defend ^t otherwise ingaged for payment then in Case he had Estate of Batts in his hands to enable him thereto, which he Saith he hath not, It is thereupon Ordered that ffoster be Examined upon Oath by m ^r Gerrard upon Summons from him what Estate of Batts he hath in his
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p. 55^t

Liber B. hands, and if it appear that he hath Sufficient thereof, to Satisfie the pltes Said Debt of 19½^l of beaver m^r Gerrard is desired to Cause Soe much thereof to be attached by the Constable of his Mannor who is hereby Impowered for that purpose as will be responsible upon the hearing next Court for Satisfaction of the Said Debt Court Charges and Damages.

The Court rising the Governour appointed the Next generall Provinciaall Court to be held the tenth day of Aprill next.

Inter Thomam Cornwalleys Armig^rum querent
et Thomam & Johanem Sturman Defend^{tes}

According to a Submission and ingagement of Cap^t Thomas Cornwalleys Esq on the one part and m^r John Sturman on the behalf of himself and m^r Thomas Sturman his ffather on the other part made in open Court the first of this Month as appears upon Record. We the Arbitrators therein Named for a full and finall End and conclusion of all differences betwixt the Said parties Mentioned in the Said Submission and Ingagem^t Viz. All differences betwixt them either now or heretofore depending in Court or referred to Assembly Do Arbitrate and Award that the Said Thomas and John Sturman Shall and doe Satisfie and pay to the Said Cap^t Cornwalleys by the tenth day of November next, Three hogsheads of Tobacco every hogshead to Conteyne three hundred and fifty pounds of Sound Neat pickt Tobacco without Ground leaves, and also one hundred pounds of Tobacco in Liew of the tenn pounds of powder Charged by Bill. And upon the paym^t of the Said Tobacco, Cap^t Cornwalleys is to deliver up to them or one of them the two Bills entred into to m^r Richard Ingle concerning the Said Powder and a Gunne, And the Said John Sturman on the behalf of himself and his Said ffather is to pay all Court Charges touching the premisses. Given under our hands this Sixt day of March Anno Dni 1653

William Stone
Tho: Hatton

The Deposition of John Deare aged 31th yeares or thereabouts Sworn & Examined 18th of March 1651 Saith That Sometime about Christmas last was a 12 Month m^{rs} Mary Brent Caused one wild Bull unmarked to be killed upon kent, and that Since that time before She went off the Island
P. 552 after Christmas last She Caused five More Unmarked Bulls to be killed upon the Island and one Bull of m^r Coxes Marke, and one Marked Bull of one m^{rs} Geirids which Liveth on the Westernne Shore, m^{rs} Brent pretending the Bull to belong unto her, because it was Cropped of both the Eares But this De-

ponent taking Good Notice of it after it was killed found a Nick in the Crop of the right Eare by the which this Deponent knew the beast to belong to m^{rs} Geiry likewise She Caused to be killed one Bull Cropped in both the Eares of her owne marke, also one of Cap^t Brents draught Oxen with all Saying She had a desire to kill all the Unmarked Bulls upon the Island if that She Could. And further this Depon^t Saith not.

Jurat Coram Nos Robert Vaughan. Sign John ID Deare
Copia Vera Test Robt Vaughan Sign Nicholas Brown

1654.
Anno—

Entries De Anno 1654.

Know all men by these presents that I John Maning of Norwich in the County of Northfolk in England Merchant doe by these presents bind my Selfe my heirs Executors and Administrators to pay or Cause to be paid unto Richard Cooke and Daniell Hoare both of Boston in New England Merch^{ts} the full and Just Sume of forty one thousand pounds of Good Sound well Cured Merchantable Virginia Leafe Tobacco with Caske, In Wittness hereof I have hereunto Sett to my hand and Seale this 12th day of October 1653

The Condition of this Obligation is Such that if the above bounden John Maning his Executors Administ^{rs} or Assignes doe well and truely pay or Cause to be well and truely Satisfied and paid unto the Abovesaid Rich: Cooke and Daniell Hoare or either of them they or Either of their Executors Administrators or ass the full and Just Sume of Twenty thousand five hundred pounds of good Sound well Cured Merchantable Virginia Leafe Tobacco with Caske at or before the last day of November Next Ensuing the Date hereof at one Intire payment at the now dwelling house of m^r Lawrence Wards of Nancymum in Virginia that then this obligacōn to be Void and of none effect, or Else to Stand and remaine in full power force Strength & Vertue.

John Maning
Sealed Signed & Delivered in the p^rsence of
John Sanford Elisha Cooke

Recorded at Boston 10th November 1653. page 459
Quod attestor rogats & requisits. Nathaniell Sowther P. 553
Not Pub^{cus}

These presents Wittness that I Charles ffreeman being Attorney for m^{rs} Elizabeth ffreeman and also by Order of Cap^t Brigges ffreeman doe acknowledge to have received all Such things and Goods belonging to the Said Elizabeth ffreeman of m^r Richard Harris, Therefore this Shall be the Generall discharge of all debts, dues, demands from the beginning to this

Liber B. day, onely if in Case there does appeare under the Said m^r Harris his hand any thing by Bond or ingagem^t Upon Record then the Said m^r Harris Shall be oblidge^d to render Satisfaction to the full as Wittness my the 30th March 1654

Charles ffreeman

Test John Billingsley, John Read }
John Lone }

Received by me Ben Cowell the 5th of May 1652 in the behalf of Miles Cooke the Assignee of Cap^t Thurstone of John Pills four hundred Ninety and five pounds of Tobacco and Caske in part of payment of a Debt of nine hundred eighty and two pounds of Tobacco due by Bill from m^r Thomas Copley to the aforesaid Cap^t Thurston I say Received

Ben Cowell

P. 554 William Scott, Mariner, maketh oath that about two yeares since when Cap^t Richard Husbands was here in this Province of Maryland with the ship whereof he was then master, this Depon^t being then Boatswain of the same ship, M^r Thomas Hatton Secretary of this Province demanding a Case of Strong Waters, which it Seems was Sent him in the Said Ship by Some freind in London, the Said Cap^t Husbands Caused a Case to be brought upon the Quarter Deck, which being open and unbound appeared to have been broken open, all the bottles therein Except one or two being Crackt and broken with holes in the Sides and the Strong water either Drunk out or Spilt all Saving Some Small quantity in two of the bottles, the Same appearing in all Likelyhood to be done by the abuse or Miscarriage of Some belonging to the Said Ship, and that the Said m^r Hatton then demanded Satisfaction of the Said Husbands touching the Said Case, which was not then or Since given him by the Said Cap^t Husbands or any other So far as this Depon^t knows, And this Depon^t further Saith that the Said Cap^t Husbands after his arrivall in England did Stop or detaine in his hands the pay or wages of the Steward of the Said Ship for that Voyage to make Good his Miscarriages of that kind as this Depon^t understood The Said Cap^t Husbands upon the Said m^r Hattons demand of Satisfaction aforesaid, telling him that before he could make him any Satisfaction therein he must Call his Steward to Accompt concerning the Same or to that effect. All which before herein Expressed or the Same in Effect this Depon^t upon his Oath averreth to be true and further Saith not.

Jurat 3 ffebr 1653. Coram Me William Stone

Whereas I Lawrence Starky of the Province of Maryland Esq about the beginning of the last Spring for a Valuable Consideration then & Since by me received of m^r Thomas Hatton Secretary of the Said Province, Sold and Delivered to the Said m^r Hatton one heifer then about three years old of my own Marke being formerly m^r Copleys wth a bull Calf by her Side Now both of them in the Said m^r Hattons possession, Now this present writing Wittneseth that I the Said Lawrence Starky doe hereby acknowledge ratifie and Confirm unto the Said m^r Hatton his Executors, Administrators and Assigns for Ever the Sale and Delivery of the Said heifer and Calfe as aforesaid with Warranty against all Just Claimes, Wittness my hand this 24th day of Sept Anno Domini 1653. Liber B.
p. 556

Law: Starky

In the presence of
Thomas Carpenter

Richard ffoster Sworne & Examined 24th March 1653
Sayth as followeth

That he Cannot Depose whether Nathaniell Batts hath any Estate in his hands or Noe but the Said Batts told him that the truck which was here was the Coll and his and before it went out of his hands the Said Batts would See him Satisfied for his Labour, After the Coll aboard his Sloop desired this Deponent to be Carefull in the busieness, for the Truck was his fully and wholly Since the Coll hath Sent to him by m^r Slys Bark to gett Corne ready for him and more Sayth not The mark of
Coram me

Richard W Foster

Thomas Gerrard

This Bill bindeth me Thomas Ringe my heirs Executors and Administrators to pay or Cause to be paid unto John Taylor his heirs and assigns the full and Just Summe or quantity of Nine hundred Seventy and Eight pounds of Good Sound Tobacco in Caske at or upon the tenth day of November Next Ensueing and for the true performance of which paym^t I doe hereby make and bind over unto the Said John Taylor my Cropp w^{ch} I Shall plant this Year as alsoe what I shall make and gett by Smiths Work with my Smiths Tools or what else belonging to me at present or hereafter belonging and due to me till the abovesaid debt be fully paid to the Said John Taylor as abovesaid. Wittness my hand this 10th Aprill 1654.

Testis

William Britten

the marke of

Thomas × Ringe

may the 16. 1652

Know all men by these presents that I Richard Husbands of wappin in the County of Middlesex Mariner doe make

Liber B. Ordaine Constitute and appoint my wellbeloved freind Edward Packer of Maryland planter my true and lawfull Attorney for me and in my Stead and place to demand recover and receive of the Inhabitants of Maryland all Such debts as Shall be found
 p. 557 from them to me oweing Giving and hereby Granting unto my Said Attorney full power and Authority in the Execution of the premisses, if Need Shall be to Sue, Arrest, attach, Implead imprison, Condemn and out of prison againe to deliver, and the pleas plaints and process of the Law to Sue and Cause to be prosecuted and to Compound, Concord, Conclude and agree, and upon recovery and receipt acquittances or any other Sufficient discharges for me and in my Name to Make Enseale and Deliver and one or More Attorneys under him my Said Attorney to Make Substitute and revoke and Generally to doe and Cause to be done all other Lawfull Act or Acts, thing and things, device and devices Whatsoever, which in or about the recovery of the premisses Shall be requisite and Necessary full & effectually to all respects as I my Self might or Could doe being pSonally present, which by these presents I doe ratifie and Confirme In Wittness whereof I have hereunto Sett my hand and Seale the day and yeare above written.

Richard Husbands

Signed Sealed and Delivered
 in the p^rsence of Miles Cooke
 Benj^a Cowell

I acknowledge an Order of the 20th of September last for five Cowes due from Gervis Dodson and promised by Walter Pakes to be Void and I to take my Remedy not against the Said Pakes but Dodson. Wittness my hand this first of october 1653

Teste John Pille.

John Hamond

p. 558 May the 26th 1653. Received by me John Hamond of Walter Pakes tenne pounds of Tobacco in full of all Debts, dues, and Demands from the beginning of the world to this day I Say received.

by me John Hamond

9^o Martij 1653.

Administracōn is this day Granted to m^r Edward Packer on the behalfe of and as Attorney for Cap^t Richard Husbands Marriner (according to an order of Court of the Second day of this present Month) of the Estate of John Stringer deceased upon his oath to Exhibit a true Inventory by the first of June

Next unless &c to pay the debts Soe farr &c. And to give an Liber B. Accompt when &c in the Usuall form.

ult maij 1654. further time given to Exhibiting the Inventory till Christmas Next.

11^o Maij Walter Waterling and John Nicholls were appointed and Sworne to make a Just and true Valuation or appraisment of all or So Much of the Goods, Chattells or other personall Estate late of John Stringer Carpenter deceased as Should be brought or produced to their View by m^r Edward Packer the Administrator abovesaid.

Received of m^r Thomas Hatton Secretary of the Province of Maryland five hogsheads of Tobacco weighing Neat Seventeen hundred and Sixty pounds of Tobacco and is for the proper use of Major Edward Gibbons as Wittness my hand this 6th of february 1653.

Daniel Hoare

In the presents of
Henry Coursey
James Veitch
Tho: Marsh

The Deposition of Lewis Ffroman Aged 29 yeares or there- p. 559
abouts Sworne and Examined this 8th of August 1653

Sayeth

That about a month or Six weeks after M^r Robert Brookes was seated in Putuxent River this Deponent being then Servant to the Said m^r Brooks and Employed as an Interpreter by him to the Indians, m^r Brooke desired this Deponent to Speake to the Indians he the Employed, that if they Saw any hogs they Should kill them, about a weeke or fortnight after, the Said Indians Came and told him of hogs which were about a quarter of a Mile from his house whereupon he bid his people goe with them and kill them at which time by m^r Brooks Sons, his Servants & Indians there was killed one Boare five or Six Barrowes and Soves, the Marks this depon^t doth not Remember neither did m^r Brooks in this Depon^{ts} hearing, give orders that the Eares Should be kept.

Lewis ffroman

Sworne before me the day & year
above written

Job. Chandler

Robert Sheale aged 25 years or thereabouts

p. 560

Deposed and Examined Sayth

That at his first Comeing into this Province and goeing with his Master m^r Robert Brooke to his plantacōn in Putuxent

Liber B. River not far from the house An Indian (who then was Im-
 ployed by the Said m^r Brookes to hunt) brought word that
 there were Some hogs, whereupon m^r Brookes Servants to-
 gether with the Indian went and killedd Nine hogs all Marked
 hogs unless on Little young Boare Which (to this Deponents
 best remembrance) was not Marked, But what Marks they
 were this Deponent knoweth not, neither did he take any
 Notice of the Marks at the killing thereof, but after they were
 killed, the hogs Soe killed were all brought into m^r Brooks
 house and there Spent by him as this Deponent believeth and
 further he Saith not.

Jurat Coram me
 William Bretton

the marke of
 O
 Robert Sheale

25th March 1654. I Thomas Gerrard Esq doe acknowledge
 to have received of m^r Cuthb^t Ffenwick full Satisfaction of a
 Judgment and Order of Court obteyned against him of one
 Thousand pounds of Tobacco and of all Damages and Charges
 incurred concerning the Said Suit. Wittness my hand
 Test. Willm Bretton Tho. Gerrard

p. 561 Whereas M^r Thomas Hatton Secretary of this Province of
 Maryland hath upon the request of me Ffrancis Brookes Gent
 agreed to Deliver up or Cancell two Bills or Notes whereby
 Edward Claxton Stands bound to pay to the Said m^r Hatton
 two Severall Sumes of Seven hundred and four hundred
 pounds of Tobacco, and Caske. I the Said ffrancis Brookes in
 Consideration thereof doe acknowledge to owe and Stand In-
 debted to the Said m^r Hatton the Just and full Summe or quan-
 tity of Eleven hundred pounds of Good Sound Merchantable
 Tobacco and Caske As Wittness my hand this 17th day of
 Aprill Anno Dni 1654

Recognit Coram Nobis
 Willm Stone, Job Chandler

^{T B}
 ffrancis Brookes his mark

By the Lieu^t &c of Maryland

Whereas I am Given to Understand that Luke Gardiner
 doth in a uncivill refractory insolent Manner detain at his
 House one Elinor Hatton a Young Girle Daughter to the wife
 of Lieutenant Richard Bancks and Neice to m^r Thomas Hatton
 his Ldps Secretary Endeavouring (as is probably Suspected)
 to trayne her up in the Roman Catholick Religion Contrary to
 the mind and will of her Said Mother and Uncle who have
 often demanded her of the Said Luke, who refuseth to return

her to either of them Standing upon an Audacious pemptory Liber B.
 Termes. The Said Girl being by her father (brother to the Said
 m^r Hatton) a Little before his Death recomended to the Care
 and tuition of her Said Uncle, who had been at great Charges
 about her transportacon and otherwise as he can Make ap-
 peare, The which unsufferable dealing of the Said Luke Gar-
 diner is (as I apprehend) not onely a Great affront to the Gov-
 ernment and an Injury to the Girls Mother and Uncle, but
 Likewise of very dangerous and Destructive consequence in
 relacon to the peace and Welfare of this Provine, These are p. 562
 therefore in the Lord Prop^{rs} Name to Authorize and require
 the Said Lieuten^t Richard Bancks Commander of Newtowne
 hundred either by himself or together with Such other of the
 Inhabitants of this Province whom he Shall require for his
 assistance herein (And who are hereby required to be aiding
 and assisting to him upon this occasion as they will Answer
 the Contrary) by force of Arms or otherwise as he Shall See
 Cause to Seize upon the person of the Said Elinor Hatton,
 and to bring her before me and the Counsell at S^t Maries to
 be disposed of as Shall be fitt, And in Case of her Conceal-
 ment to Search the house of the Said Luke Gardiner or any
 other place within this Province where he the Said L^t Bancks
 Shall Suspect She may be hidden Soe as She may be produced
 for the purpose aforesaid, As alsoe to Arrest the Said Luke
 Gardiner, and to bring him likewise before me and the Counsell
 to answer unto Such things as Shall be objected against him
 by the Said m^r Hatton either as Attorney Generall for his Ldp
 or on his own behalf and to Stand to and abide the Order of
 Court thereupon hereof you are not to fail. Given at S^t
 Maries this third day of Aprill 1654. William Stone

Decimo April 1654. Michael Baisey this day acknowl-
 edgeth a Judgm^t to m^r Henry Coursey for one thousand
 pounds of Tobacco and Caske but Noe Execucōn is to issue
 out thereupon till the tenth of December Next. Wittness his
 hand the day and year aforesaid

Recognit Coram me Tho: Hatton the Mark of
Michael × Baisey

April 10th 1653. I Thomas Mathews doe declare that the
 Cowe called three Tetts is to be Recorded for the Boy Peter
 Pakes with her female Increase Tho: Mathews
 Test. Barnaby Jackson

Memōrd that I Charles Thurston Marriner Attorney of m^r p. 563
 Richard Thurston Marriner doe acknowledge to have Received

Liber B. full Satisfaction of m^r Thomas Hatton Upon a Bill of Twelve hundred and odd pounds of Tobacco and Caske entred into by the Said m^r Hatton to the Said m^r Rich^d Thurston the Said Bill being delivered up by me to the Said m^r Hatton. Wittness my hand this tenth of Aprill 1654

In the presence of
William Stone

Charles Thurston

At a Court held at S^t Maries the
tenth day of Aprill 1654

Present { William Stone Esq Governour
Cap^t John Price
m^r Thomas Hatton Secretary

m^r Thomas Hatton his Ldps Secretary and Attorney Generall on his Ldps behalf and on the behalf of himself this day declared against Luke Gardiner for detaining Elinor Hatton his Neece a Girle of about twelve years old from him the Said Secretary and her Mother Endeavouring to trayne her up in the Roman Catholick Religion with other things in the Said Attorneys declaration Contained, the Said Luke appearing in this Suit upon a Speciall Warrant from the Governour and both parties being heard at large touching the Matter in question, The Court for the present pronounced noe other order therein, but onely that the Said Elinor Hatton who was present in Court and brought in upon the Said Speciall Warrant, Should be returned and left to the disposition of the Said Attorney her Uncle. The Said Warrant, declaracōn and other proceedings thereupon being hereafter upon Record fol.

John Norman plte } m^r John Metcalfe the Sheriffe of this County
Edward Bowles deft } Moving the Court on the defend^{ts} behalf for a Respite till the Next Court informing that the defendant was not able to Travell, It is thereupon Ordered that the hearing be respited till the next Court, And that then the Complt Shall have Such releife touching his Corne and Clothes and attending the Court as Shall be fitt

p. 564 Know all men by these presents that I Lawrence Ward of Nansanum in Virginia doe Constitute my friend m^r Richard Collet my Lawfull Attorney for me and in my Name to receive all Such debts as are due to me in Putuxent River in the Province of Maryland ratifying all that he Shall doe or Cause Lawfully to be done as I my Self were present. In Wittness whereof I have Sett my hand this 8th of December 1653

Law: Ward

The Marke of Willm Mego

To the Worth William Stone Esq and the rest of Liber B.
the Counsell

The Humble Peticōn of Richard Collett Attorney of
m^r Ward

Sheweth

That Whereas Robert Taylor Standeth indebted unto m^r
Lawrence Ward the Sumē of 332^l of Tob: & Caske as by Bill
appeareth more twenty upon Accompt, yo^r Petitioner humbly
Craveth Order for present pay with Court Charges Yo^r Peti-
tioner as bound Shall pray &c.

m^r Lawrence Ward by m^r
Richd Collett his Attorney
m^r Robert Taylor defendt

} plte } The Compltes Suite (pnt p Pe-
tition) being for three hundred
thirty and two pounds of Tobacco

and Caske which the defendant oweth him upon Bill dated
7^o Marcij 1652 and twenty pounds of Tob: More upon Accompt

11 April Execut
ad Satisfaci-
end c Estat

for a pair of Stockings and a Dozen of Pipes, And
the defendant acknowledging the debt It is Or-
dered that the defendant doe forthwith pay the

Same (being in all three hundred fifty two pounds of Tobacco
and Caske) to Comp^{te} or his Assignes, the Bill being Now
Delivered into Court and Cancelled.

Know all men by these presents that I John Davis of Chucka-
tuck doe Constitue Ordaine and Make my Loving ffriend m^r
Richard Collett of Putuxent my true and Lawfull Attorney for
me and in My Name to receive and pay, to arrest, plead and
imprison, to release quitt and Discharge for me and in my
Name in as ample Manner and as farr forth as if I were in
presence as Wittness my hand and Seale the tenth of No-
vember 1653.

Wittness. George Ketchmy }
William Long his Marke }

John Davis his Marke

To the Worth William Stone Esqr & the rest of the Coun- p. 565
sell

The Humble Peticōn of Richard Collett Attorney of Jn^o
Davis

Sheweth

That Whereas Robert Taylor Standeth indebted unto John
Davis a hog which Should have been delivered unto Cornelius
Abraham with Corne for the hog aboard the Sloop Sufficient
till it was delivered to the Said Davis in Virginia, which, the
Said Taylor hath not performed. The Petition^r prays an Order
for the Tobacco which Davis paid for Taylors use in Virginia
Anno 1652 being 250^l Tob: with Caske together wth forbear-
ance and Court Charge, and he Shall Ever pray &c.

Liber B.

John Davis p Rich: Collett
his Attorney Compl
Robt Taylor defendt

The Complt Suit being for 250^l of Tob: and Caske which he paid in Virginia for the defendt and for which the defendant ingaged himself to Send to the plte a Good hog with Corne Sufficient to feed him withall till he were delivered in Virginia as by the Petition appears, with Damages and Court Charges, The defendant confessing the debt, It is Ordered that he deliver to m^r Richard Collett the plts Attorney at his Landing place upon the South Side of Putuxent River within tenne days Now Next Ensueing a hog worth 250^l of Tob: and Caske to be Valued by m^r Richard Harris and John Halfhead or in default thereof he is then to pay to the plte his Attorney or Assignes the Said two hundred and fifty pounds of Tobacco and Caske with Court Charges.

John Waughop plte
Andrew Watson p Edmond
Lindesey his Attorney deft

The plte Sues for 3 barrells of Corne or Satisfaction. The defendant by his Attorney alledgeth that the plte had of him 2 Sides of Bacon for which he demandeth 200^l Tob: But wanting prooffe, It is Ordered that the hearing be respited till the Next Court.

p. 566

Be it known unto all men by these presents that I Andrew Watson in the Province of Maryland planter have Constituted and in my place Sett & Ordained Edmond Lindesey my true and Lawfull Attorney to ask require Levy and recover & receive in my Name for me and to my use, all and Singular debts whatsoever they be of all manner of persons in any wise to me due pertaining or belonging in any part or place within this Province, Giving and Granting to my S^d Attorney my full and whole power and Authority in the premisses to plaint arrest, Sue, declare Implead imprison Cause to be Condemned and release the Said Debtors recover and receive and thereupon finally accord & acquitt Lres of acquittance & other discharges for me and in my Name to Compound Seale & deliver Attorney or Attorneys to Ordaine and Sett & at his pleasure againe to revoke, and Moreover to doe Execute performe and Conclude & finish for me and in my place as is mencōned afore all and Singular things that Shall be Expedient concerning the premisses as throughly wholly and Surely as I my Self Should doe if I were there in my own person present, And all that Ever my Said Attorney Shall happen to doe or Cause to be done in and for the premisses I promise to allow performe ratifie and Establish and thereunto I bind me my heirs & Executors by these presents In Wittness whereof I Sett my hand this first day of Aprill 1654.

The mark of Andrew Watson

Test James Lindesey.

Lt Nicholas Gwyther plte } The Complt Suit being for 450^l of Liber B.
Andrew Watson p Att. Deft } Tob: p Accompt which the defendts

Attorney Edmund Lindesey not denying, It is Ordered that
the defendant doe forthwith pay to the Complt the
Secr 70 Said four hundred and fifty pounds of Tobacco and
Caske

20 April 1654 Execut ad Satisfaciend con Estate Dr Watson

Andrew Watson by his Attorney Edmond Lindsey this day
in open Court acknowledgeth a Judgm^t to m^r Edward
Secr 70 Packer for three hundred pounds of Tobacco & Caske.

20 April 1654 Execut ad Satisfaciend con Estate Dr Watson

To the Worth the Governour and the rest of the Counsell
The Humble Peticōn of Thomas Batchelor

Sheweth.

That Whereas he was arrested at the Suit of Cap^t Corn-
wallis and Henry ffox to this Court, and being Sick not able
to Come humbly craveth reference till the Next Court. And p. 567
your Petitioner Shall Ever pray &c

Tho: Cornwallleys Esq plte } Upon the defendants Petition the
Tho: Batchelor defendt } hearing is respited till the Next Court
and then the defendant is to appeare pemptorily or Judgment
is then to passe in his Suite if there be Cause.

Henry ffox plte } Upon the defendants Petition the hearing
Tho: Batchelor deft } is respited till the Next Court, and then the
def^t is to appeare peremptorily or Judgment to pass if there be
Cause.

The Land & Estate of m^r James Neale debtor Anno 1647

To m ^r Nicholas Cawseene for a Boate	1200
To m ^r John Hallowes by Specialty	1500
To the Lord Prop ^r for Eight years Rent at Severall times	3200
To m ^r Gerrard for debt due unto Mortley & m ^r	}
upon Specialty with Charges	
To m ^r John Hallowes by Specialty	2493
To Cap ^t Cornwalleys by Specialty	1500
To Coll Yardley Upon Specialty	380
To ffrancis Posey	600
More for Severall Charges of ffees	1100
To m ^r Metcalfe for Sheriffes ffees for Attachm ^t of my	200
Cattell	}
for my Expence and paines taking about this }	
busieness and Damage	150
	1500
Tottall	13823

Liber B. · 10 April 1654. Benjamin Gill maketh oath that the Accompt above written is a Just and true Accompt (with the least) of what he hath paid Expended and been damnified touching the Land above Mentioned

Sworne in open Court the day and year above written,
Willm Stone, Tho: Hatton

p. 568 Upon the Motion of m^r Benjamin Gill for an Extent upon the Land of m^r James Neale called Wollaston Mannor containing two thousand Acres the Ld Prop^{rs} Rent being forty Shillings in Money Sterling or the Commodities of the Countrey) for Satisfaction of thirteen thousand Eight hundred twenty and three pounds of Tobacco and Caske which he hath paid and been out in Charges and otherwise about the Said Land as appears by his Accompt upon oath above written together also with the Charges about the Extent in fees and otherwise, which probably may amount to about five hundred pounds of Tobacco and Caske, and Soe will make up the Summe for which the Said Mannor & Land is to be Extended fourteen thousand three hundred twenty and three pounds of Tobacco and Caske. It is ordered that Walter Beane, John Hatch, James Lindesey and Arthur Turnor upon Summons or Notice thereof from the Sheriff of S^t Maries County, and Upon Oath to be Administred unto them by Thomas Gerrard Esq or Some other of the Counsell to make a Just and true Estimacōn or Valuation to the best of their Judgment and Skill for what Number of years he the Said Benjamin Gill his Executors and Assignes ought to have the S^d Mannor and Land in Extent for Satisfaction of the Said fourteen thousand three hundred twenty and three pounds of Tobacco and Caske, doe Compute or Estimate the Same accordingly, and returne their Certificate thereof upon Oath (as aforesaid) under their hands into the Secretary's office there to be Entred Upon Record, And the Court will then Settle the Said Mannor and Land upon the Said Benjamin Gill his Executors and Assignes in Extent for Such Number of Years as Shall be thought fitt by the persons before Named, and to be Expressed in their Said Certificate for Satisfaction of the S^d fourteen thousand three hundred twenty and three pounds of Tobacco and Caske

m^r Edward Packer Admr
of John Stringer deced plte
Humfrey Howell def^t

} The pltes Suit being for Satisfaction
for the building of a house which the
decedent built for the defendant before
his Death (and noe Satisfaction yet given) as the Same may
be worth upon a true Valuation. And the def^t offering him-
selfe willing to pay what Shall be thought fitt. It is ordered that
John Nicholls and Walter Waterling the Appraisors of the Said

Decedents Estate upon Veiw of the worke doe Certifie the Court upon their Oaths already taken touching the Appraism^t of the Said Estate by the Next Court either upon the Inventory or otherwise what they Conceive the Said worke may be Justly worth, And thereupon the Court will then give the plantiffe Such Releife herein as Shall be fitt. Liber B.
p. 569

Walter Waterling plte
Edwd Packer Adm^r of John
Stringer's Estate deced deft

} The pltes Suit being for 727^l of Tobacco which he lent the decedent Stringer not long before his death appearing by the Oath of Thomas Bennett upon Record, and 30^l of Tobacco which the plte paid to Thomas Symonds for 20^l of Beefe upon the decedents Accompt, for which he hath as yet received no Satisfaction And the Administrator being now present & makeing noe objection to either of the S^d Claims It is Ordered that the plte be paid Seven hundred fifty and Seven pounds of Tobacco and Caske out of the decedents Estate if there be Assetts.

This Bill bindeth me William Whittle my heirs Executors Adm^{rs} or Assignes to pay or Cause to be paid unto Joseph Manning or Assignes the Just quantity of Eight hundred and fifty pounds of Good Sound large Tobacco and Caske upon all Demands at my Dwelling house, In Wittness whereof I have Sett my hand this 26th ffebruary 1652
Test Cuthbt
Tho Hayward his Mark

Witlm Whittle his Mark

March 2^{do} 1653 I William Whittle doe acknowledge Sixty Six pounds of Tobacco More due to John Danby over and above this Bill, and doe hereby Confesse a Judgment for all and desire it to be Entred accordingly.

The mark of Witlm Whittle

Coram Me William Bretton

Upon the Mocōn of John Danby that Judgm^t might be allowed and Entred for him against William Whittle for the Eight hundred and fifty pounds of Tobacco and Caske Mentioned in the Bill to Manning and Sixty Six pounds More according to the Judgment Confessed before m^r William Bretton, as by the Bill and Judgment last before Entred appeareth It is Ordered accordingly And the Said Whittle is now adjudged to pay to John Danby nine hundred and sixteen pounds of Tobacco and Caske thereupon with Court Charges.

Execucō inde 12 April 1654 Versus pson &c.

William Whittle ad Satisfaciend.

Liber B.
P. 571

The Same Court Continued
11^o April Anno Domini 1654

Present as the day before

The Deposition of m^r John Pile taken in open Court at S^t Maries in the Province of Maryland the 11th day of April 1654 upon Oath saith

p. 572 That about nine or ten years agoe Argall Yardley of the County of Northtōn in Virginia Esq. being indebted to him this Depon^t twelve hundred pounds of Tobacco and Caske or thereabouts did give this deponent a bill or Note Under his hand whereby he ingaged himself to pay unto Cap^t William Stone Esq Now Governour of this Province the Said twelve hundred pounds of Tobacco and Caske for the Use of Thomas Cornwallis Esq upon this Deponents Accompt, And this Deponent further Saith that he Never received any Satisfaction otherwise touching the Said twelve hundred pounds of Tobacco & Caske from the Said m^r Argall Yardley or any other then by the Bill or Note before Mentioned. And further Saith Not

Jurat ut Supra Coram Nobis : Willm Stone, Tho Hatton

The Deposition of m^r Nicholas Gwyther aged 28 Years or thereabouts taken in open Court at S^t Maries in the Province of Maryland the 11th day of April 1654 Upon oath Sayth.

That he this Deponent was Servant to Tho: Cornwallleys Esq when one Thomas Harrison Came into this Province in the year 1641 (as this Deponent taketh it) with the Said Cap^t Cornwallleys as his servant, and lived in the house with this Depon^t one yeare or thereabouts before the arrivall of one Richard Ingle which was in the year 1644 or thereabouts at which time the Said Harrison was Sent by Cuthbt ffenwick then Attorney to the Said Cap^t Cornwallleys with one Edward Mathews his fellow Servant to assist one Andrew Monroe to bring a Pinnace (that then ridd in the Mouth of S^t Inegos Creek (as Near as Conveniently could be to the house of the Said Cap^t Cornwallleys which Said Servants (as they did report themselves) were Commanded aboard the Ship of the Said Ingle, she riding in the Mouth of the Said Creek, which Said Mathews was there detained prisoner, And the Said Harrison tooke up Armes in the assistance of the Said Ingle, and the Said Harrison never after returned to his Said Masters Service as this Deponent Ever Saw or heard, the terme of time of the Said Harrison's Service was unknown to this Deponent, but he hath heard the Said Harrison Say that the Said Cap^t Cornwallleys would abate Some of the time of his Service for

his Care in looking to his Sheep in the time of his Voyage Liber B.
 further this Depon^t Sayth that after his the Said Harrison's
 assistance of the Said Ingle the Said Harrison fled out of this
 Province, And this Deponent Sayth that after his flying he
 mett with him at Accomack and talked with him, but Never p. 573
 heard him pretend or Say that he had any discharge from the
 Said Cap^t Cornwalleys or his Attorney to the best of this
 Deponents remembrance, All which or the Same in Effect this
 Depon^t averreth upon his Oath to be true, And further Saith
 Not.

Jurat ut Supra Coram Nob: W^m Stone. Tho: Hatton

Mr William Nugent plte } The Comptes Suit being for Damages
 Richard Watson Defend^t } incurred by reason of the defendants Non
 performance of a bargaine or Agreem^t about the building of a
 house for the plte. The defend^t by his Answer denyed that he
 made any bargaine or Agreem^t at all, and Soe not liable to
 pay any Damages, Whereupon the Matter in question was
 referred to be tryed by a Jury. And the Sheriffe Impannelling
 m^r Thomas Mathew, Walter Beane, John Medley, William
 Marshall, William Lucas, Walter Waterling, Henry Adams
 Barnaby Jackson, Willm Brown, Walter Pakes, Robt Macklyn
 and John Martyn to be of the Jury for this Tryall, who making
 Choice of the Said m^r Thomas Mathewes for their foreman.
 had their Charg given them as followeth upon Oath Viz. You
 Shall Swear to give in a Just and true Verdict to the best of
 your Skill and Understanding upon the Matter appearing by
 prooffe or otherwise the defend^t ought to pay unto the plte any
 Damages in respect of the Matter Complained for or not, and
 if he ought to pay any Damages then what Damages. Soe help
 You God &c. After which Charge Soe given them as aforesaid
 and long Debate of the Matter in difference the Said Jurors
 returned their two Joint Verdicts to the Court as followeth.
 Viz^t We find the Bargaine to be a Bargaine upon which Dam-
 age ought to be allowed to the plantiffe m^r Nugent (And also)
 We find the plantiffe three hundred pounds of Tobacco and
 Caske for his Damage besides all Court Charges And the
 Court doth Order accordingly that the defendant doe pay unto
 the plantiffe the Said three hundred pounds of Tobacco and
 Caske with Court Charges, and that to be an end of all Dif-
 ferences touching the Matter in question.

The Deposition of L^t Willm Lewis taken in open p. 574
 Court upon Oath the 10th of April 1654.

Lieu^t William Lewis Maketh Oath that Richard Watson did
 tell him this Deponent that he was to build a house of 20^{ty}
 foot Long for m^r William Nugent who was to give him or John

Liber B. Taylor for the Same the rights of three hundred Acres of Land. And that the Said Watson did Sett up the frame of the Said house upon m^r Starkeys land at the Mouth of Portoback Creek, All which or the Same in Effect this Depon^t Averreth upon his Oath to be true. And further Sayth not.

Sworne in open Court ut Supra

The Deposition of Edmond Lindesey taken upon Oath in open Court the 10th of April 1654 Saith

That about a weeke before Christmas was a twelve Month, goeing downe from Portoback to S^t Maries he called in at the house of m^r William Nugent, and found there m^r Nugent's Man and Robert Nugent and one Richard Watson, the Said Watson hearing which way I was bound, desired me to give him a passage along with me, and yo^r Depon^t replied, will you goe downe and leave the house undone, he the S^d Watson Answered that he would goe downe and Come up again as Soon as he could, All this or to this purpose this Depon^t averreth upon his Oath. And further Saith Not.

Sworne in open Court ut Supra

Marks Pheypo plte
Coll ffrancis Yardley p
Edw: Packer his Att. deft

} Upon the pltes Mocōn and reading of an Order of 6^o Marcij last, It is with the Consent of the Defend^{ts} Attorney Now Ordered that if the deft^t doe not either by himself in person or by his Attorney appeare and Answer this Suit at the Next Court that Judgm^t Shall then pass for the Debt, or So Much thereof as Shall appeare due The pltes Demand being one & twenty hundred pounds of Tobacco and Caske.

Tho: Cornwallleys Esq plte
Coll. ffrancis Yardly p Attorn deft

} The pltes Suit being for 25 barrells of Corne p Bill payable the last yeare and 1954^t Tob: and Caske p Accompt, It is with the Consent of the defendants Attorney Now Ordered that if the defend^t doe not either by himself or his Attorney appeare and Answer this Suit at the Next Provinciall Court to be held here the 23th of May Next that Order Shall then passe for the Debt or So Much thereof, or Soe much thereof as Shall appeare due.

p. 519 Mr Hatton. Let me desire you to Enter a Judgm^t of Court at the Suit of Cap^t Thomas Cornwallleys what he Shall Justly Make appeare upon Oath, I owe him in Tobacco this with my Service to you, and Wittness my hand this 30th of March 1654.
Wittness David Thomas Sign I John Tompkinson
Sign. Tho: Miller

Tho: Cornwallleys Esq plte } The hearing of this Cause is upon the Liber B.
John Tompkinson defendt } ptes Motion respited till the next Court
he not having his Accompts ready.

Mr Hatton, Sir, Be pleased I pray to doe me the favour to
Move the Court in my Busieness concerning m^r ffenwick for I
am afraid Sir betwixt him and the Sheriffe I shall never be paid
Except you please to Stand my friend, Sir, be pleased to Stand
my friend in this for I am alon and No body to looke after any
thing, if I Should Come my Self from home my Service &c
Aprill the 8th 1654. Ales Bushell

Ales Bushell Vid: plte } Upon Motion on the behalf of Ales the
m^r Cuthbt ffenwick def^t } widow & relict of Thomas Bushell de-
ceased, It appearing that m^r Cuthbert ffenwick having been a
long time under Execution at the decedents Suit for non per-
formance of a Judgm^t of Court of the 23th of March 1652 goes
abroad at his Liberty and takes noe Course to Satisfie the debt.
It is Ordered that the Sheriffe upon perill of the Severe Cen-
sure of the Court doe forthwith returne the body
County Prison of m^r Cuthbert ffenwick to prison upon the Said
Execution. And the house of Henry ffox is hereby by the Gov-
ernour Appointed for the prison of this County of S^t Maries,
and the Said Henry ffox the keeper thereof, And the Said m^r
ffenwick is not to depart out of the Said Prison or the Limits
thereof being the distance of half a Mile or Under therefrom,
till the debt be Satisfied or the Court take further Order herein.

Robert Taylor plte } The ptes Suit being for 1000^l Tob: &
John Hambleton def^t } Cask p Bill and 653 p Accompt. And the
defend^t towards Satisfaction thereof produceing an Accompt
of 1063^l of Tob: & Caske upon due Consideration of their
demands on both Sides It is Ordered that the defend^t doe pay
unto the Complt five hundred pounds of Tobacco & Caske in
full discharge of the Bill and all Accompts betwixt the Said
parties with Court Charges The Bill being Now delivered Up
an Cancelled
Secr 70. 12 April 1654. Execucōn ad Satisfaciend: Con p. 576
Estate def^t

Robert Taylor plte } Upon Reading of an Order of the third
John Hambleton def^t } of March last whereby the plte was to make
Stoppage of the defendants Goods in his possession &c. It is
Now ordered by Consent of both parties that the defend^t put-
ting in Security to appeare the Next Court to Answer unto
what Shall be then Charged against him by the plte touching
the ptes Servant alledged to be with Child, the plantiffe is to

Liber B. deliver unto the defendant his Said Goods in that Order Mentioned.

Robert Taylor plte } The defendants refusing to appear (as
Henry Ketchmey & ux defts } is informed) after Severall References
& Warrants Served on them for that purpose, It is Ordered
that a Speciall Warrant be directed to the Sheriffe to bring
them to the Next Court

Upon the Mocōn of m^r John Hamond Attorney on the behalf of Mary the wife of Robert Taylor and upon reading of an Order of the fourth of March last made in this Cause None appearing this Court to prosecute against the Said Mary Taylor as by that Order is directed, It is Ordered that the Matter depending against her in that Order Mencōned be Clearly dismissed out of this Court, And She left at Liberty to prosecute her Accusers therein if She See Cause as by the Said former Order is directed.

Capt John Barriffe plte } The defend^t L^t William Lewis acknowl-
L^t Willm Lewis deft } edgeth a Judgment to the plantiffe Cap^t
John Barriffe of Eight hundred and tenne pounds of Tobacco and Caske remaining due upon a Bill of Eleven hundred pounds of Tobacco dated the 4th of July 1652 (now delivered up and Cancelled) and of 130^l of Tobacco p Accompt there being 410^l Tob: formerly paid thereof as appears by a Receipt under the pltes hand upon the back of the Bill, But in respect of the pltes Neglect to prosecute the def^t appearing upon an Arrest (though he left the Bill with m^r Edward Packer who alledged he had not any power to Sue as his Attorney) he the Complte is to pay the fees of the Warrant Arrest and his Order

m^r Henry Coursey & al Co } The hearing of this Cause is respited
m^r Thomas Daynes deft } by the plantiffes Consent till the Next
Court

P. 577 Devereux Goodwyn p Attorn plte } The hearing of this Cause is
m^r Lawr Starkey p Attorn defend^t } respited till the Next Court. And
both parties are then to attend peremptorily

Richard True this day confessth a Judgm^t in open Court to m^r Thomas Hatton Secretary for Three hundred & fifty pounds of Tobacco & Caske being in full of Eleven hundred and fifty pounds of Tobacco & Caske assigned to the Said m^r Hatton by L^t Nicholas Gwyther and due to the Said Gwyther upon Bill for a Boate which the Said True bought of him and William Boreman

John Dandy plte } The Compltes Suit being for 465^l Tob: due Liber B.
Edward Claxton by } upon Bill to L^t Nicholas Gwyther who hath
Marks Pheypo def^t } assigned the debt to the plte and one hun-
dred and forty pounds of Tobacco due upon Michael Baisey's
Accompt to the plte which the defend^t Undertooke to pay and
forty pounds of Tob: upon the pltes own Accompt, Upon the
mocōn of Marks Pheypo informing that the defendant by
reason of Some Sickness or Impediment was not able to Come
to the Court, It is ordered that the hearing be respited till the
next Court, And if the defend^t doe not then Appeare, the
Court will then give the plte reliefe upon his Demand.

Mr John Hamond plte } The hearing of this Cause is respited till
mr Cuthbt ffenwick def^t } the next Court, as touching the Goods
Mentioned in an Order of the 4th of March last to be delivered
by the defendant to William Warman

Know all men by these presents that I George Ketchmey of
Virginia doe institute, Ordaine and make my Loving friend
m^r Richard More of Putuxent my true and Lawfull Attorney
for me and in my Name to receive & pay to arrest plead &
imprison to release & quitt & discharge for me and in my
Name in as ample Manner and as far forth as if I were in
presence, as Wittness my hand and Seale the 9th of November
1653

Wittness. Thomas Buckston
Daniell x Ellesmore

George Catchmey

To the Hōnble the Governour and Counsell p. 578
The Humble Peticōn of Rich: More Attorney to
George Catchmey

Sheweth.

Whereas there was an Attachm^t issued out formerly at the
request of Robert Brooke Esq upon pretence of Damage
which Attachm^t was Void in October last and the Said m^r Brooke
Never Made any Damage appeare. Now yo^r Petition^r humbly
Craveth that according to Order the Attachm^t may be Void
whereby yo^r Peticon^r may be at Liberty to Call Henry Catch-
mey to an Accompt concerning the Timber, and that yo^r Hon^{rs}
will be pleased to allow me my Charge and trouble in attend-
ing these two Courts. And your Peticon^r Shall Ever pray

Robert Brooke Esq plte } Upon the Petition of the defendants
George Ketchmey p Rich: } Attorney and reading of an Order of the
Moor his Attorney defend^t } 9th of June last made in this Cause
whereby the Attachm^t in that Order Mentioned was to Stand

Liber B. in force till October Court then Next, the plte having not Since appeared to make Good his Claime by that Order. It is therefore Now Ordered that the Attachm^t be Void and the Petition^r left at Liberty to prosecute the other defend^t Henry Catchmey according to his desire in his Peticon, if he See Cause

April 6. 1654. Be it knowne unto all men by these presents that I William Boreman of the Province of Maryland Gent doe Constitute and appoint my well beloved freind Richard Hotchkyes of the Said Province gent to be my true and Lawfull Attorney in all Suits depending, and doe allow ratifie and Confirme in as full power as Attorneys ought to have or be, As Wittness my hand the day and year above written.

Test Robert Guest

William Boreman

Loving ffriend Henry ffox Let me desire you to be my Attorney ag^t William Boreman for I am arrested at his Suit which I never had any dealing with him for the Value of 1^t of Tob: but what I have made him Satisfaction, therefore if you please to do me this favour These are to Authorize you as My Lawfull Attorney to Answer for me or any other you Shall appoint in my Name, as Wittness my hand this 30th of March 1654.
Wittness John Metcalfe the marke of Tho: Baker

Willm Boreman p Nich: Hotchkyes Attorn } The plte by his Attorney
Tho: Baker p Henry ffox Attorn defend^t } Sueing for 100^t of Tobacco
for a pair of brass Shott Moulds, The defendants Attorney denying the debt, The pltes Attorney desired that the testimony of m^r Nicholas Gwyther Might be taken, who being Sworne in open Court deposed as followeth viz: m^r Nicholas Gwyther Maketh oath that about two years Since he being then Sheriffe the plantiffe desired him to demand of the defendant 100^t of Tobacco as due to him for the Said Shott Moulds, And that upon his this Deponents demand thereof, the defend^t acknowledged the Same to be due to the plte but did not then nor hath Since paid the Same Soe far as this Depon^t knowes. And the defendants Attorney thereupon requiring to have the pltes Oath, whether he had received the Same or Not. It is thereupon Ordered that the hearing be respited till the Next Court, and then upon the pltes Oath taken therein the Court will then proceed to give him reliefe as there Shall be Cause.

p. 579

John Wakefield appointeth Robert Richins his Attorney in the Cause wherein he is arrested at the Suit of Hubart Paty to Answer at this Court.

Hubart Paty plte
John Wakefield def^t
p Attorn

The plte is Nonsuited for want of prosecu- Liber B.
tion and is ordered to pay twenty pounds of
Tob: to the defend^t for his trouble in attend-
ing this Court with Court Charges

Upon the Mocon of Thomas Connery being Summoned for
a Wittness on the behalf of Hubart Paty against John Wake-
field attending two days and Paty not appearing, It is ordered
that Connery be allowed by Patty forty pounds of Tobacco for
his trouble and Charge therein

mr Phillip Land plte
Admr John Stringer def^t

The pltes Suit being for 502^l of Tob:
and Caske due to him out of the decedents
Estate p Bill dated 23 January 1652. And m^r Edward Packer
the Administrator now present and not objecting any thing
against it, It is ordered that the plte be paid out of the dece-
dents Estate the Said five hundred and two pounds of Tobacco
and Caske the Bill being now delivered up and Cancelled.

Upon the Motion of Henry Pountney attending upon Sum-
mons to be Examined on the behalf of Richard Ware at the
Suit of Cap^t Tho: Cornwalleys. It is Ordered that he be
allowed by Ware Twenty five pounds of Tobacco for his
attendance for one day

Upon the Motion of m^r Nicholas Gwyther, It is Ordered that
the Attachm^t laid upon the Estate of George Roper at his Suit
for 700^l of Tobacco and Caske doe Stand in force till the Next
Court and the Said Gwyther is in the Meanetime to Endeavour
to give Notice thereof to Ropers widdowe that defence may be
made therein if She See Cause, and the Said Gwyther then
Clearing his demand to the Court Such releife will be given as p. 580
Shall be thought fitt

mr William Eltonhead plte
Richard True defendant

The defendant now appearing and the
plte not attending the hearing of this
Cause, is respited till the next Court

Upon the Motion of John Medley for an Allowance in respect
of the great Charge he hath and is like to be at in keeping m^r
Robert Greene, It is ordered that the Busieness be referred to
the Consideration of the next Assembly the allowance May be
made by publick Levy for his Satisfaction therein

Walter Beane plte
John Dandy defend^t

The pltes Suit being for 1835^l of Tob: &
Caske p Bill & Accompt, which the defend^t
Saith he hath Satisfied

Liber B. Upon the defendants Motion, It is Ordered that if the defend^t at the Next Court doe not make proove of Satisfaction, the Court will then proceed to give the Complt reliefe as Shall be fitt.

Robert Richins plte } It is Ordered with the defendants Consent
William Turner def^t } that the defendant Shall detaine in his hands what Tobaccoe or other Goods, is any ways due from Robert Warren to him to be answerable to the pltes Claime from Warren in October Court Next.

Thomas Connery plte } The hearing of this Cause is respited till
m^r Henry Hooper def^t } the next Court, and both parties are then to attend

Tho: Batchelor plte } The hearing of this is respited till the next
Cloves Mace defend^t } Court and both parties are then to attend.

Know all men by these presents that I Richard Lloyd of S^t Clements hundred planter doe Constitute and appoint m^r William Johnson of S^t Clements hundred afores^d my Lawfull Attorney in a Case depending in this worth Court between me and m^r Paul Sympton and Shall Stand to the Award &c of the Said Court in Order to the Said Controversy In wittness whereof I have Sett my hand this 21th of November 1653.

The mark of Richard LLoyd

p. 581 Paul Sympton plte Richard } Upon the Defendants Mocōn
LLoyd p Wm Johnson his Atton def^t } by his Attorney informing that he had attended two Courts upon an Arrest at the pltes Suit, And the plte Nor any for him appearing to prosecute, It is Ordered that the plantiffe be Nonsuited for want of prosecution and to pay two hundred pounds of Tobacco and Caske to the defendant in Respect of his trouble and Charge incurred upon this occasion And the Complt is also to pay all Court Charges.

The Court rising the Governour Appointed the Next Provinciall Court to be held at S^t Maries the three and twentieth day of May Next.

William Stephens of Putuxent his Mark for Cattell and hogs Viz. The uper part of the right Eare, and the under part of the Left Eare Cutt away.

John Stephens Son of the Said William Stephens his Mark for Cattell and hogs viz: his fathers Marks as above distinguished onely with a hole on the left Eare

The Deposition of John Wheatley aged about 49^{ty} Liber B.
yeares Sworne & Examined this 18th day of Aprill
Anno Dni 1654 Saith.

That about twelve years Since this Deponent and one Thomas Harrison Came together in the Same Ship into this Province with Thomas Cornwallies Esq out of England he the Said Harrison being Covenant or Apprentice Servant to the Said Cap^t Cornwallies at his arrivall here in this Province of Maryland and upon the Voyage professed himself to be a Cooper, but after his arrivall here did not appeare So to be for ought this Deponent Ever heard, And that for the first year he was hired out to one Randoll Revell a Cooper and at the Expiration of that year returned to the Said Cap^t Cornwallies Service, where he remained till he the Said Cap^t Cornwallis returned for England, and was by him left in the Charge and Custody of m^r Cuthbt ffenwick together with the rest of his Servants, where he remained untill the arrivall of Richard Ingle Marriner in this Province in or about ffebruary Ao 1644 at or about which time the Said Harrison (as appeared) departed from the Said Cap^t Cornwallies his Service and was Entertained by the Said Ingle aboard his Ship, this Depon^t being then and there detained as prisoner, And this Deponent hath been Credibly informed that the Said Harrison did Ioyne p. 582 With the Said Ingle and his Complices in the plundering of his Said Masters house, And this Deponent further Saith that he Never knew nor heard that the Said Harrison ever after returned to the Said Cap^t Cornwallyes his Service, or Ever after offered his Service either to him the Said Cap^t Cornwallis or to the Said m^r Cuthbert ffenwick his Attorney, neither did he this deponent ever know or heard that the Said Cap^t Cornwallyes or m^r ffenwick ever gave him the Said Harrison any leave to depart from his Said Service, This Deponent at the time of the Said plunder and before living at the Said Cap^t Cornwallyes his house, being then or before his Covenant Servant, And this Depon^t believeth that the Said Harrison upon his first arrivall here was to be Servant to the Said Cap^t Cornwallis for the term of five Years for that not long after his the Said Cap^t Cornwallis Said Departure for England, the Said Harrison in this Depon^{ts} hearing Seemed to be much troubled for that (as he Said) the Said m^r ffenwick had told him that he Came in a Servant for five years, when he thought that his time had been but for four Years, All which herein before Expressed or the Same in Effect this Depon^t averreth upon his oath to be true, And further Saith Not.

Jurat die & Anno Supra dict Coram Nob: William Stone
Tho: Hatton

Liber B.

The Deposition of Cuthbt ffenwick Gent aged
40 years or thereabouts Sworn & Examined, Saith

That he very well knoweth Thomas Harrison who arrived
in Maryland with Thomas Cornwallis Esq in or about December
1641 as Servant to the Said Tho: Cornwallis being as this
Depon^t hath often heard bought by the Said Tho: Cornwallis
of Richard Ingle Marriner master of the Ship wherein both the
Said parties Came out of England, being by profession a
Cooper, but at his arrivall in Maryland did not appeare a
Workman for that Trade and was thereupon hired out by the
Said Thomas Cornwallis to Randoll Revell Cooper for one
Year, and then returned to the Service of the Said Tho: Corn-
wallis where he remained at the Departure of the Said Tho:
p. 583 Cornwallis againe for England, and was with the rest of the
Servants left by the Said Tho: Cornwallis in the Charge and
Custody of this Depon^t, and was imployed by him untill the
arrivall of the foresaid Richard Ingle in Maryland in or about
ffebbruary 1644 at which time the Said Harrison departed from
the house of the Said Tho: Cornwallis, and the Service of his
Said Master, and tooke up Armes in the Assistance of the Said
Ingle and his Associates for for the plundering of the Province
of Maryland without the Leave or approbation of this Deponent
being then the Attorney of the Said Thomas Cornwallis, whose
house was then also plundered, And the Said Harrison being
one of the plunderers, where the Indenture of the Said Har-
rison was taken away, being to the best of this Deponents
remembrance and as he Verily believeth for five years, after
which time the Said Harrison Never returned to this Depon^t
nor to his Service, nor was Ever freed or discharged by this
Depon^t nor Seen by this Depon^t before he departed this Prov-
ince that he Can remember but when he Came in Armes to
Assist the Associates of the Said Ingle for the plundering of
his S^d Masters house And that during the time of the Said
plundering he had not in the house of the Said Tho: Corn-
wallis any of his Servants Except Negros and one Richard
Harvy a Taylor all the rest being either prisoners with Ingle,
fled to the Governour or in Armes as Associates to the Said
Ingle, and that therefore the Deposition of one George Mere-
dith is false and untrue All this or the Same in Effect this Depo-
nent averreth to be true And further Saith Not.

Jurat 18 April 1654. Coram Nob:

William Stone
Tho: Hatton

The Deposition of Cuthbt ffenwick Gent aged 40 years
or thereabouts Sworne and Examined Saith

That being the Attorney of Tho: Cornwallis Esq when he
went for England in or about the year 1643. he very well

knoweth of a Note or Bill under the hand of Argall yardley Esq Liber B.
for the paym^t of 1200^l weight of Tob: and Caske unto Thomas
Cornwallis Esq or his Assigns for the use of m^r John Pile
which was left in the hands of Cap^t William Stone now Gov-
ernour of this Province to receive of the Said Argall Yardley
which Said Note or Bill was afterwards returned as unpaid by p. 584
the Said William Stone to this Depon^t and taken from him by
Richard Ingle or his Associates in the plundering of a Pinnace
wherein this Depon^t was then goeing to Accomack with his
Clothes and divers other papers Since which time this Depon^t
demanded the Said Tobacco of the Said Argall Yardley and
he Confessed the debt and promised this Deponent Satisfacōn
in Goods at the arrivall of a Dutch Ship which he then Ex-
pected Whereupon this Depon^t delivered the Said m^r Pile his
Bill which he had alsoe in his Custody for Security of the Said
debt But never after received any Satisfaction of the Said
Argall Yardley for the Said debt. But when he after pressed
the Said Argall Yardley for it he Answered that he had paid
it to m^r Pile, And gave this Depon^t a Note Under his hand to
that purpose, which the Said m^r Pile Denyed and refused to
Satisfie.

Jurat 18 die April 1654 Coram Nob: W^m Stone
Tho: Hatton

The Deposition of Cuthbt ffenwick gent aged 40 yeares
or thereabouts Sworne & Examined Saith

That having a Bill of Cap^t Giles Brents to one James Cauther
for 2500^l of Tob: assigned to him from ffrancis Gray Executor
of the Said Cauther for Soe Much due to Thomas Cornwallis
Esq which Said Bill was forced from this Depon^t upon Com-
plaint of the Said Giles Brent for unjust Molestation in or
about the Year 1648 being not then Sued or Molested by this
Depon^t for the the Said Bill, which he having received upon
Condition to accept it as payment or Returne the Bill was
thereupon forced to discharge Soe Much of the Said Gray his
debt, and Never received any Satisfaction from the Said Giles
Brent for the Said Bill to the best of this Deponents knowl-
edge

Jurat 18 die April 1654 Coram Nob: Willm Stone
Tho: Hatton

Receipts or acquittances appointed to be put upon
Record by Order of Court of the tenth of March last
made upon the Motion of m^r Thomas Hatton his Ldps
Attorney Generall upon his Acc^t concerning the Dutch
Custom And are as followeth viz.

23^o die Decembr 1651. Received by me Thomas Copley p. 585
Esq of m^r Thomas Hatton his Ldps Attorney Generall four

Liber B. hundred Seventy and two pounds of Tobacco and Caske in part of paym^t of the Tobacco allowed me out of the Dutch Custome by Vertue of the Act of Assembly in that behalfe of the 21th of Aprill 1649. Wittness my hand the day and year abovesaid

In the presence of
Raph Crouch

Tho: Copley

Received by me M^{rs} Margaret Brent of m^r Thomas Hatton his Ldps Attorney Generall three hundred and Ninety pounds of Tobacco being the remainder of 510^l Tobacco allowed to me as Assignee of Stephen Salmon by Virtue of the Act for defraying the Charge of S^t Inegoes Garrison being in full of my demand in that particular I Say received. Wittness my hand this first day of October 1651. by me:

Marg: Brent

In the presence of
Giles Brent
Jn^o Rookewood

Received by me Stanhop Roberts three hundred and Ninety pounds of Tob: and Caske in part of five hundred and tenn pounds of Tobacco allowed to me out of half the Dutch Custom according to the Act of Assembly in that behalf I Say received of m^r Thomas Hatton his Ldps Attorney Generall 390^l of Tobacco and Caske as aforesaid As Wittness my hand this 4th of June 1652. by me

In the presence of
Henry Coursey.

the Mark of
Stanhop x Roberts

Received by me Marks Pheypo of m^r Hatton his Ldps Attorney Generall Eleven hundred and Eleven pounds of Tobacco and Caske in part of Eighteen hundred pounds of Tobacco allowed to Nicholas Keeting and my Self out of half the Dutch Custom by Vertue of the Act of Assembly in that behalf of the 21th April 1649. I Say received as Wittness my hand this 27th day of September 1651

Wittness James Lendshy

Marks Pheypo

p. 586 Received by me Nicholas Keeting of m^r Thomas Hatton his Ldps Attorney Generall Seven hundred fifty and five pounds of Tobacco and Caske in part of what was allowed to my Self and Marks Pheypo out of half the Dutch Custome by Vertue of the Act of Assembly in that behalf of the 21th of Aprill 1649 As Wittness my hand this 4th day of November 1651

In the presence of
Tho: James
Nicholas Gwyther

Nicholas Keeting
his Marke

Received by me John Villane of m^r Thomas Hatton his Liber B.
Ldps Attorney Generall four hundred pounds of Tobacco in
Caske in part of 1300^l Tobacco due to me out of the Custom
according to the Act of Assembly in that behalf. Wittness my
hand this 26th day of November 1650.

Wittness

Nicholas Gwither

the marke of
John Villane

Received of m^r Thomas Hatton his Ldps Attorney Generall
four hundred pounds of Tobacco and Caske being the remain-
der of Six hundred pounds of Tobacco allowed unto me out of
the Dutch Custom by vertue of the Act of Assembly in that
behalf and is in full of the Said debt of which I doe hereby
acknowledge my Self fully Satisfied, and Say received this 7th
of June 1651

As Wittness my hand.

Henry Adames

Wittness Jn^o × Buttery
his mark

Received by me William Smoote of m^r Thomas Hatton his
Ldps Attorney Generall Eight hundred pounds of Tob. and
Caske in full discharge of So much due and allowed to me
out of half the Dutch Custome by Virtue of an Act of As-
sembly in that behalfe of the 21th of Aprill 1649 I Say received
As Wittness my hand this 20th day of June Anno Dni 1651
by me.

Wittness John Lawson

W^m Smoote

Received by me Katheren Hebden of m^r Thomas Hatton
his Ldps Attorney Generall three hundred Sixty five pounds
of Tobacco and Caske in full discharge of Soe much due and
allowed to me out of half the Dutch Custome in right of
Thomas Paine a ffort Soldier deceased by Vertue of an Act of
Assembly in that behalf of the 21th of Aprill 1649 I Say received
as Wittness my hand this 30th day of Aug^t 1651 by me

Wittness the mark of

Katherin Hebden

Tho: × White

Received by me Nicholas Gwither of m^r Thomas Hatton his p. 587
Ldps Attorney Generall two hundred and fifty pounds of Tob^o
and Caske allowed unto me out of half the Dutch Custome by
Virtue of the Acte of Assembly in that behalf of the 21th day
of Aprill 1649 I Say received As Wittness my hand this 15th
day of October. 1651

In the presence of

Nicholas Gwither

William Smith

Received by me Henry Pountney of m^r Thomas Hatton his
Ldps Attorney Generall Six hundred pounds of Tobacco and

Caske in full discharge of Soe Much allowed unto me out of Liber B.
half the Dutch Custome by Virtue of the Act of Assembly in
that behalf of the 21th of Aprill of the 1649. Wittness my
hand this 15th day of January 1651. the Marke of
In the presence of Henry I Pountney
the mark of
John x Halfhead

Received by me Raph Crouch gent. Administrator of Henry
Hooper of Thomas Hatton Gent his Ldps Attorney Generall
Two hundred and twenty pounds of Tobacco and Caske in
part of what was allowed me as Administro^r aforesaid out of
halfe the Dutch Custome by Virtue of the Act of Assembly for
defraying the Charges of St Inegoës Garrison I Say received
this 12th of ffebruary 1651 by me Raphe Crouche
In the presence of
Phillip Land

Received by me L^t William Lewis of m^r Thomas Hatton his
Ldps Attorney Generall three hundred pounds of Tobacco and
Caske in part of what was allowed to me out of half the Dutch
Custome by Virtue of the Acte of Assembly in that behalfe
Wittness my hand this 4th day of July 1652. William Lewes
William Nugent

Received by me Cuthbt ffenwick gent of m^r Thomas Hatton
his Ldps Attorney Generall four hundred and fifty pounds of
Tobacco and Caske in part of what was allowed to me out of
half the Dutch Custome by Vertue of the Act of Assembly in
that behalf. Wittness my hand this 9th of July 1652
Im the presence of Cuthbt ffenwick

1^o Maij, John Martin a heifer which he had of Thomas p. 589
Harris in his Life time Marked as followeth Viz. Swallow
tayled on the Right Eare and a hole, on the Left Eare Slitt
down and a piece taken away with it a Nick behind the left
Eare the Colour of the heifer is brown and a Browne Nose and
her Eares the Inside Brown.

23 May. Francis the Sonn of m^r ffrancis Brookes the Elder
and Ann his Late wife deceased his Marke for Cattle and hogs
viz. Cropt on both Eares, and the right Eare Slitt in the Middle
of the Crop down to the Root, and the left Eare a hole in the
Crop.

28 April 1654. John Ashcomb of Putuxent his Mark for
Cattell and hogs viz. two Slitts on the left Eare makeing the
Same as a flower de Luce and one Slitt on the right Eare.

Liber B. At a Court held at S^t Maries } Present { The Governour
the 28th of Aprill 1654 } & Secretary

M^r ffrancis Brookes plte
Capt William Mitchell def^t
et e Contra

Whereas by an Order Made in this Cause the Seventh day of June last, it was then Ordered that the hearing Should be respited till the first Court after Christmas then Next, and in default of a Security to be given in an Attachm^t to issue out against the Estate of Cap^t Mitchell as by the Said Order is directed, Now upon the Motion of the Compl^t m^r ffrancis Brookes informing that he hath by this Shipping received Some Testimony out of England for the better Clearing of the Cause Upon the hearing, and that Cap^t Mitchell is not yet arrived, nor his Comeing to be expected this Yeare (the hearing being formerly referred in expectation of his arrivall and the Said prooffe) and that Security is not given in according to the aforesaid Order, It is therefore Now Ordered that the Said former Order of 7^o Junij last doe Stand revived and the hearing to be at the Next Provinciaall Court to be held the 23th of May next, And in respect Security is not given in and Recorded according to that Order as the Secretary doth Now Certify, An Attachm^t is to issue out against Cap^t Mitchells Estate to the value of 2500^t Tob: & Caske to be Answerable Upon the hearing the 23th of May Next According to the Direction of the former Order

p. 590 29 April 1654. An Attachm^t issued out against the Estate of Cap^t William Mitchell at the Suit of m^r ffrancis Brookes according to the direction of this Order.

p. 591 24 May. Tho: Cornwallis Esq. demandeth three hundred pounds of Tobacco and Caske as due to him out of the Estate of Ffrancis Poesey deceased.

This Bill bindeth me John Modley of Newtowne in the Province of Maryland, my Executors Administrators and Assignes to pay or Cause to be paid unto Paul Simpson Gent his heirs Executors, Administrators or Assignes the Summe of Eight thousand pounds of good Sound Merchantable Tobacco and Caske at or upon the 20th day of November which Shall be in Anno Dni 1654 at Newtowne aforesaid. Wittness my hand the 7th of Novemb. Anno 1653

Wittness hereof
John Thimbleby
Robert Greene

the mark of
John x Medley

Indorse ejusdem

I doe assigne all my right, Title and Interest of this Bill within written unto Tho: Willford gent for a Valuable

Consideration reced. Wittness my hand the 8th of Novemb: Liber B.
1653. Paul Sympson

Wittness hereof
Richard Cole
Robert Greene

This Bill bindeth John Stringar my heires and Assigns to pay or Cause to be paid unto John Biskoe his heirs or Assignes the full and Just Summe of three hundred thirty four pounds of Good Sound Merchantable Tobacco and Caske to be paid upon all demands after the tenth of November Next Ensueing the Date hereof, As Wittness my hand the 19th of May 1653 for two p^r of Stockings Seventy

pounds.

Wittness
Tho Bennett
Marke Bloomefeild

John Stringer

These presents Testify that I John Biscoe doe assigne all my right and Title of this Bill over unto Walter Waterline Wittness my hand this 25th of April 1654.

mark


Wittness. W^m Osbesto

John × Biscoe

I Edward Cole doe hereby Convey and assigne all my right p. 59² and Interest of the within Mencōned Land and Pattent unto Robert Douglas, as Wittness my hand this 24th of May 1654

the mark of

Test Henry Coursey

Edward  Coles

May 24. 1654. I John Hallowes gent doe hereby acquitt release and Discharge Thomas Cager from all Actions, Bills, Accompts and Controversies whatsoever from the beginning of the world to this present day. Wittness my hand

John Hallowes

Signed &c testor Willm Bretton

These presents, Wittnesseth that I John Allen for Some Considerations me thereunto Moving doe firmly by these presents bind my Self to Send or Cause to be Sent unto George Mee unto his plantacōn upon St Jeroms in Maryland one man Servant bound for four Years to Serve the Said Geo: Mee in all Such employments as he the Said George Mee Shall Employ him in, And I the Said John doe further bind my Self to Send or Cause to be Sent, unto the Said George Mee one Cloth Suit of apparrell for a man Servant that now is with him resident.

Liber B. In Wittness whereof I have hereunto Sett my hand this 28th
day of Aprill Anno Domini 1652

Signed and Delivered in the p^rsence of

John Allen

William Hawley

the mark of

Will^m O Eddee

p. 593 30 Maij. Know all men by these presents that I William Whittle of Maryland planter for and in Consideration of a Debt of two thousand weight of Sound and Good leafe Tobacco and Caske due unto Thomas Cornwallis of the Same Province Esq have Bargained Sold Assigned and sett over and by these presents doth bargain Sell Assigne and Sett over unto the Said Thomas Cornwallyes his heires or Assignes All Such Tobacco as Shall be made or produced out of the Labour and Industry of the Said Whittle and his Servants this present Yeare. to be delivered unto the Said Thomas Cornwallis or his Assignes upon Demand when it is housed, and after to be Struck Casked and Packt into Good hogsheads by by the Said Whittle and his Servants Alwayes Provided that if the Said Crop when it is Soe Casked Shall amount unto more then the Said Sume of two thousand, whereof one hogshhead is to be packed without ground leaves, the Overplus Shall be and remaine to the use and dispose of the Said Whittle his heirs and Assigns. In Wittness Whereof he hath hereunto Sett his hand this 12th of Aprill 1654

mark

mark

Willm × Whittle

Teste Cloves c. Mace

Richard Hotchkeys

30 Maij Wittnesseth these presents that I Henry ffox doe confesse & acknowledg that I have received Satisfaction of Thomas Cornwallis for all the Judgm^{ts} and Bills hereunder written viz. A Judgm^t against William Johnson and Luke Gardiner and the Estate of Cap^t Willm Mitchell for three thousand Eight hundred and fifty Pounds of Tobacco and Caske. A Judgm^t against ffrancis Poesey for Nine hundred pounds of Tobacco and Caske. A Judgm^t against Thomas Batchellor, Tob: & Caske Six hundred and fifteen. A Bill of John Waughop for Tob: & Caske Six hundred and Eighty. A Bill of Richard ffoster and Accompt of Thomas Jackson four hundred. A Bill and Accompt of Jn^o Coleman's Two hundred and twenty. All which Judgm^{ts} Bills and Acc^{ts} I doe by these presents assigne and Sett over unto the Said Thomas Cornwallis and his Assigns, Giving and by these presents Granting unto the Said Thomas Cornwallis or his Assignes full power, and Authority for me and in my Name to confesse and acknowl-

edge Satisfaction upon the Said Judgments when they are paid Liber B.
and to give up or discharge the Said Bills and Accompts
without being Accomptable to me the Said Henry ffox my
heirs or Assignes, further binding my Self my heirs Executors
And Assignes in double the Sumes Specified to make Good
and Maintaine the Said Judgm^{ts} Bills and Accompts to be
justly due to me the Said Henry ffox and that I neither have
aliened, assigned, nor Sett over the Same before to any nor
taken any Satisfaction for the Same of any of the Said Severall
parties or any for them, nor will not hereafter do it But upon
any further Dealing with the Said parties will Declare and
Confesse this Assignm^t to them. Wittness my hand this 27th
of may 1654.

Test. Richard Hothkeys
W Sinclair.

mark
Henry H ffoxe

Know all men that it may or Shall concerne that I Andrew p. 594
Painter of London Marriner doe acknowledge to have received
from Walter Waterling one hogshead of Tobacco in part of
paym^t for one Man Servant to be delivered to the Said Walter
Waterling or his Assigns in or upon the first day of January
Next and this Servant is to be between Sixteen and one and
twenty years of age. And then the Said Walter Waterling or
his Assigns is to pay unto Andrew Painter or his Assignes the
Sumē of Eight hundred pounds of good Tobacco and Caske,
And for the performance of this I Andrew Painter doe here-
unto Sett my hand this thirteenth day of ffebruary 1650

his mark

Andrew Painter

Test John × Bisco, W^m Osbaston

Postscript. Andrew Painter the *hhd weighs 400 weight
neate this Yeare.

May 14th Anno 1654. Virginia
The Deposition of C Thomas Burbage taken by L^t
Coll Cornelius LLoyd Saith

That neither he this Depon^t nor any other by his Order
received any part or parcell of 2000^l of Tob: & Caske due to
this depon^t from m^r Thomas Gerrard of Maryland, the Said
Sume being due to this Depon^t to the best of his remembrance
eight years being very conscios that he is damnified by the
non paym^t of the Said Sumē being Soe Long due 1600^l Tob:
which Sumē with the principall this depon^t humbly desireth
that the Honourable Governour and Council of the Province
of Maryland will be pleased to allow him, or what Sumē their
Judgm^{ts} Shall think requisite. And further Saith not.

Jurat Coram nos

Tho: Burbage

Cornelius LLoyd, Withm Daines

Liber B. Know all men by these presents that I John Crabtree doe make, Ordaine Constitute and appoint my well-beloved friend Phillip Land my true and Lawfull Attorney for me and in my Name to ask receive all debts and dues of what Nature Soever due unto me whether by Bill or Covenant or for work done, And upon Satisfaction given to my Said Attorney Acquittances Releases or what else is needfull and necessary to be done in the premisses, I give full power and Authority as if I my Self were personally present, And upon refusall made by any person or persons whatsoever to give Satisfaction unto my Said
 p. 595 Attorney. I doe by these presents give full power unto my Attorney to Arrest, implead Imprison any person whatsoever in as full Ample Manner as if I were present as Wittness my hand this 7th of June 1654.

p. 596 23 Maij. M^r Nathaniell Pope, by William Johnson his attorney demandeth Six hundred and Sixty pounds of Tobacco & Caske out of the Estate of ffrancis Posey deceased.

At a Court held at S^t Maries
 23 Maij Anno Domini 1654

Present { The Governour Cap^t Price, the Secretary and
 m^r Clarke

Tho Cornwallleys Esq^r plte
 Nicholas John & Peter
 Miles defenants

} The Compltes Suit being for Eight thousand pounds of Tobacco and Caske due by Bill And the defendants acknowledging the debt It is ordered that the defend^{ts} doe forthwith pay the same to the plte and the Bill or Specialty to be Cancelled

John Norman plt
 Edward Bowles deft }

} Upō Reading of an order of the tenth of Aprill last, whereby the hearing of this cause was respited till this Court and the pltes Suit being for fifty Acres of Land and Corne Clothes &c according to the Custome of the Countrey in respect of his being Servant to the defend^t To which the defend^t denied that any Corne or Clothes were due and produced the pltes Indenture whereby there was onely fifty Acres of Land to be allowed him, It is therefore Ordered that the defend^t do allow to the plte fifty Acres of Land according to the Indenture, and the defend^t with his owne Consent is Ordered to pay all Court Charges in this Suit

William Stone Esq^r plte
 Cap^t Tho: Wilson deft }

} It is ordered that an Attachm^t issue out against the defendants Estate in the hands of Cap^t Cornwallis at the pltes Suit for 900^l of Tob: & Caske Attach: inde 24 Maij ret next Court after Serving thereof

The Same Court Continued 24 Maij

Liber B.

Present { The Governour, m^r Gerrard, Cap^t Price
the Secretary, m^r Chandler, m^r Clarke

The Deposition of Robert Hooper Servant to Jn^o Danby
Sworne & Examined in open Court the 23th of may 1654

Saith

That being Sent Sometime the last winter by his Said Master to Edward Claxton to know whether he were willing to pay a Certain quantity of Tobacco to this Depon^{ts} Said Master upon Michael Baisey's Accompt or to that purpose the Said Claxton Answered that he would willingly pay it him if he would gett a Note from Baisey for the paym^t thereof accordingly or to that purpose, And this Depon^t further Saith that at the Same time by his Said Masters appointment he Carried and delivered to the Said Claxton a Smoothing Iron, for which the Said Claxton then Said he would pay this Deponents Said Master or to that purpose, And further Saith Not. P. 597

Sworne in open Court ut Sup^a Tho: Hatton

The Deposition of John Bowcock aged 20^{ty} years
or thereabouts taken in open Court this 24th of May
1654 Saith

That Some time in ffebruary last as he remembreth he went along with his Master John Danby to the house of Nicholas Keeting where his Said Master met with Edward Claxton and his wife and told him that he had a Bill of his the Said Claxton, assigned over to him from Nicholas Gwither demanding of him if he were Content therewith and would Satisfie the Bill or debt of his Said Master, withall pulling the Bill out of his pockett and asked him if it were his Mark, To whom the Said Edward Claxton made Answer that he would pay it, And further desired this Said Deponents Master to Send him a hand to help him to Strike his Tobacco when it was a Season, And further he Saith not.

Sworne in open Court ut Sup^a Tho: Hatton

I Edward Claxton doe make my loving ffriend ffancis Brookes my Lawfull Attorney in this Cause depending between me and John Danby as Wittness my hand this 23th of May 1654
The Mark of Edward Claxton

John Danby p^{lte}
Edward Claxton by
ffr: Brookes his Attorn de^{ft}

} The Compts Suit being for 465th of
Tobacco & Caske due from the defend^t
to Nicholas Gwither p Bill and assigned
to the p^{lte}, and for 140^t of Tobacco upon the Accompt of
Michael Baisey and for forty pounds of Tobacco upon the p^{ltes}
own accompt being in the whole Six hundred forty and five

Liber B. pounds of Tobacco & Caske as also 20^l of Tobacco more in respect of the p^ltes Servants attending this Court upon Summons as a Wittness on the def^{ts} behalf, and the defendants Attorney makeing no objection It is by both parties consent Ordered that the defendant doe pay unto the p^lte by the tenth day of November next the whole Sum^e of Six hundred Sixty five pounds of Tobacco and Caske with Court Charges, and
 P. 598 in default thereof Execution is then to pass upon this Order, And the Bill is delivered up and Cancelled.

mr Mathew Stone plt
 Edw: Packer Adm^r of John
 Stringer deceased defend^t } The Comp^lt Sues for 287^l of Tobacco and Caske which he paid for and at the request of the decedent John Stringer he paid to Seabrant Derickson as appears by the Bill and Receipt thereupon, and Nothing being objected to the Contrary, It is ordered that the plantiffe be paid the Said Two hundred Eighty Seven pounds of Tobacco and Caske out of the decedents Estate if there be Assetts, The Bill and Receipt before Mentioned which are now Cancelled being as followeth here Upon Record.

This Bill bindeth me John Stringer of the County of Accomack Carpenter my heires Executors, Administ^rs to pay unto Seabrant Derrickson of Edam Merchant or to his Executors Administrators or Assignes the Sum^e of 287^l of Tob: & Caske due to be paid the tenth day of November next after the date hereof Wittness my hand this Sixt day of May 1651

John Stringer

Wittness. Mathew Stone

Indors eiusdem

The 7th of ffebr 1652. Received of Mathew Stone in full of this Bill the Sum^e of 287^l Tob: in Caske.

Seabrant Derrickson

M^r John Stringer and Namesake I would request you to make payment of that 741^l of Tob: & Caske due unto me by Bill unto my Brother Mathew Stone if you have not already paid it to m^r Eltonhead whom I gave order to receive it, You know it hath been Long due, therefore I hope now you will not faile to make me Satisfaction, I have Now Ordered my brother Mathew Stone to receive it from you, not doubting but you will be mindfull of him who was always

January 8. 1653

Yo^r ready friend John Stringer

John Stringer Chirurgeon p mr Mathew Stone his Attorn plt
 Edward Packer Adm^r of John Stringer Carpenter deced defend^t } The plt by his Said Attorney Sueing for 711^l of Tob: and Caske appearing to be due

from the decedent to the plt by Bill dated 12 ffebr 1650 & pay- Liber B.
able 10 No: then next, now produced, And no objection being
made to the Contrary It is Ordered that the plt his Attorney
or Assignes be paid the Said Seven hundred and Eleven
pounds of Tobacco and Caske out of the decedents Estate if
there be Assetts, And the Bill is delivered up and Cancelled.

Devoreux Goodwy p Atton plt
Lawrence Starky Esq p Attorn defdt }

This Cause having been res- p. 599
pited the two last Courts and
Comeing now to be heard the plte by his Attorney Sucing
for 591^l of Tob: & Caske which he claimeth to be due to him
upon Accompt out of the Estate of Thomas Copley Esq de-
ceased whose Successor the defendant is, And the plantiffes
Attorney having as he Saith lost the pltes Attest to his Ac-
compt aforesaid, It is Ordered that he produce the Same by
the next Court till when the hearing is respited And both par-
ties are then to Attend peremptorily.

Thomas Cornwallis Esq plt }
John Tompkinson defendt }

Upon reading of the Order of respite
made in this Cause the last Court, And
the defend^{ts} direction for the passing of a Judgm^t upon Record,
The plantiffe now producing an Accompt of 849^l of Tobacco
and Caske as due to him from the defend^t, and makeing Oath
in open Court that the Same is a true and Just Accompt to the
best of his knowledge and that the defend^t nor any other hath
not paid him the Said Eight hundred forty nine pounds of To-
bacco and Caske or any part thereof, It is Ordered that the
defendant doe forthwith make paym^t thereof to the plte his
Attorney or Assigns with Court Charges.

To the Hōnble William Stone Esq Governour &c
The Humble Petition of Walter Pakes

Sheweth

That in March Court last yo^r Petition^r Petitioned and thereby
Commenced Suit ag^t John Hamond concerning the plantation
which yo^r Petition^r Sold him, the Said m^r Hamond alledging
Certaine false pretences touching the Same, Wittnesses were
pduced and the busieness put to Arbitration with the Consent
of both parties, But m^r Hamond failing therein yo^r Petitioner
Came down and intended to prosecute the Said former Suit
the last Court Whereupon m^r Hamond Came to your Petition^r
assureing him that he would Stand to the Censure of both the
Arbitrators formerly Named betwixt them passing bond unto
yo^r Petition^r to that effect, Since which time he hath delayed
your Petitioner not Suffering the Arbitrator on his part to
meet and Come to the Arbitration of the Said Cause depend-
ing betwixt them Much to yo^r Petition^{rs} damage and hindrance

Liber B. w^{ch} delay and unconscionable proceedings of the Said Hamond
 your Petitioner requesteth this Hōnble Court to Examine and
 p. 600 relieve your Petitioner herein as according to equity & Con-
 science Shall Seem Expedient And he Shall Ever pray &c.

Walter Pakes plte } The Compltes Suit being for 4500^l of
 mr John Hamond def^t } Tobacco and Caske for which he Sold the
 defendant his plantation as by the pltes Petition preferred in
 March Court last appeare, the Cause having ever Since Stood
 in reference, The defend^t by his Answer Saith that he did agree
 to pay 4500^l of Tobacco & Caske for the Said Plantacon, And
 that towards Satisfaction thereof he paid m^r Phillip Land Six
 hundred pounds of Tobacco and there remained due to him
 for a feather bed Sold the plte five hundred and that the plte
 remitted 2800^l Tob: part thereof upon his the defend^t entring
 into a Covenant to be his Attorney or Solicitor in the differ-
 ence betwixt him and Paul Sympson, And that he gave the
 plte a Bill in January last for 600^h of Tobacco and Caske being
 the Remainder of the Said debt, Whereupon the Compl^t (ac-
 knowledging the rest) denyed that he remitted the 2800^l Tob:
 upon the defendants Entring into the Covenant afores^d which
 he Entred into gratis without Expectation of any Satisfaction
 for his pains therein as appears by the Same now produced,
 And the defendant being not now able to prove any remission
 of the Said 2800^l Tobacco desired respite till the Next Court
 for his prooffe therein, It is thereupon Ordered that the hear-
 ing be respited till the Next Court, And the Court will then
 upon the hearing (which is then to be pemptory) consider of
 fitting Satisfaction in respect of the delay mencōned in the
 pltes Peticōn this day Exhibited if there be Cause, All other
 differences now depending in Court betwixt the Said parties
 being by Consent on both Sides till then respited.

mr John Hamond plt } Upon reading of a former Order made
 mr Cuthbt ffenwick def^t } in this Cause the 4th day of March last the
 Matter having Ever Since Stood in reference and both parties
 now attending forasmuch as the defend^t hath not yet per-
 formed the direction of that Order as touching the prooffe
 therein Mentioned, It is now ordered that the defend^t do pay
 to the Compl^t three hundre and fifty pounds of Tobacco and
 Caske for the Carpett and other things Mencōned in that
 Order and in the pltes Peticōn then Exhibited to be detained
 from him by the defend^t with Court Charges

Capt Henry fleet by mr } The plt by his Attorney Sues for
 John Hallowes his Attorney plte } 490^l of Tobacco and Caske due by
 William Edwyn defendant } the defend^t to one Thomas ffrancklyn

deceased as appeares by Bill Dated 12 ffebr 1643 payable the tenth of November then next The plantiffe being (as his Attorney alledgeth) Administrator to to the Said ffrancklyn, And the defendants wife alledging the Said Debt was paid and denying the plte to be Administrator to ffrancklin, the plantiffes Attorney produced a writing under the defendants hand dated 1^o Decembr 1652. whereby the defendt assigned over to the pltes Attorney two Bills in Satisfaction of his debt which Bills were returned to the defendant as non Solvent, It is thereupon Ordered that the defendant doe pay unto the plte his Attorney or Assignes the Said four hundred and Ninety pounds of Tobacco and Caske with Court Charges, the Said Bill and assignment being delivered up and Cancelled

Liber B.

p. 601

In dōrs Bill

I Cap^t Henry ffeet Administrator of Tho: ffrancklin doe make John Hallowes my Lawfull Attorney to use all Lawfull meanes to recover this Debt. Wittness my hand this 30th of July 1652

Henry ffeete

Thomas Connery plte } The hearing of this Cause is respited till
Henry Hooper defendt } the next Court, and both parties are then
to attend personally.

Thomas Batchelor plt } The defendant acknowledgeth a Judgm^t
Cloves Mace defendt } to the plantiffe of three hundred thirty Eight
pounds of Tobacco and Caske to be paid by the tenth of November next or Else Execution is then to passe.

The Same Court Continued 25^{to} MaijPresent as the day before all but m^r Gerrard

Thomas Batchellor upon the Accompt of Samuel Parker this day acknowledgeth a Judgm^t to John Danby of four hundred and ten pounds of Tobacco and Caske due upon Bill from the Said Parker to Danby by Assignment from John Walton and of fifty pounds of Tobacco more for fixing a Gunn.

Recognit Coram Nob: Tho: Hatton Robt Clarke

Thomas Batchelor this day acknowledgeth a Judgment to Henry ffox of Six hundred and fifteen pounds of Tobacco and Caske. Regnit Coram Nob: Tho: Hatton, Job Chandler

Henry ffox plte } The Complt having Sued out an At-
Capt Willm Mitchell by Willm } tachm^t against the defendants Estate
Johnson his Attorney defendt } to the value of 4000^l of Tobacco &
Caske returnable this Court, In Order thereunto now Sueth

p. 602

Henry ffox this day at William Johnsons Motion in open Court Layeth down and disclaimeth all power and Authority granted to him by Vertue of Cap^t Mitchells Lre of Attorney to him made or Given

mr ffrancis Brookes plte
 Capt Willm Mitchell by Willm
 Johnson his Attorney def^t
 et e Contra

} Upon reading of an Order of the
 28th of April last made in this Cause
 and of another order of the 7th of June
 last, The plte Brookes his Suit appear-
 ing thereby to be for 14^l money Sterling and 780^l Tob: & Caske
 upon Accompt with Damages, And the Said Brookes now
 produceing two Depositions of John Wildman Esq and Eliza-
 beth Bolton taken in England for prooffe of the Agreem^t
 betwixt Cap^t Mitchell and the late wife of the Said Brookes
 upon her Voyage hither the 14^l Sterling appearing thereby to
 be Justly due, and upon reading the Deposition of Susan War-
 ren upon Record touching the Said Accompt It appearing
 thereby that Cap^t Mitchell had divers of the particulars Men-
 coned in the Same Accompt upon promise of Satisfaction and
 that he Injuriously detayned the Said Brookes his Late wifes
 Trunck, and keys from her, hereupon and for that it Evidently
 appeares to the Court that the Said Cap^t Mitchell did Sell to
 the Said Brookes his late wife as an Indenture Servant without
 any right or Title Soe to doe, It is now Ordered that the Compl^t

m^r Brookes be allowed in lieu of the Said fourteen pounds Liber B.

Sterling, fourteen hundred pounds of Tobacco and Caske, and
 upon the Said Account Seven hund^d pounds of
 Tob: and Caske and three hundred pounds of
 Tobacco and Caske in respect of his trouble and
 Charge in procureing the Said Depositions out
 of England being in all two thousand four hun-
 dred pounds of Tobacco and Caske and that the
 Same be forthwith paid unto him by the defend^t
 Cap^t Mitchell or out of his Estate together with
 Court Charges in this Suit. And it is further
 Ordered that the Crosse Suit wherein the Said

Cap^t Mitchell is plte against the Said Brookes for Considera-
 tion upon Sale of his Said wife before mencōned be abso-
 lutely dismissed out of this Court with all Charges of Court to
 be paid by Cap^t Mitchell in that Suit

Francis Brookes his Accompt to Cap^t Mitchell. Tob: & Caske

for $\frac{3}{4}$ of a yard of Rich Flanders Lace	150
for a remnant of Scarlett 150 for Holland for 2 Caps and Scollops for a Cap 50	} 200
for Silver Lace 20 for black Ribbin 24 for Scarlett Ribbin 30	
for 3 Silk Laces 30 for Soweing Silk 20 for a pair of white Gloves 16	} 66
for 1 ounce of Sleeved Silk tied up in a piece to powder his hair	
for a blew Stone for Sore Eyes 30	30

Ware for Martha Webb.

A white Sarsnett hood 60 a Scolop hankerchiefe and Cuffes 130 a holland band 20	} 210

Tottall	760
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John Wildman of Westminster in the County of Middlesex
 Esq maketh Oath that he was present when Cap^t William
 Mitchell hired Ann Boulton to be his Servant and to go with
 him to Maryland, and it was then agreed betweene the Said
 Cap^t Mitchell and the Said Anne Boulton that She Should be
 the Governess of his Children and family, and that the Said
 Cap^t Should give the Said Ann twenty pounds Sterling by the
 year for her wages Soe long as She Should remain his Ser-
 vant, and to pay the Same either here in England or in Mary-
 land either in Money or Goods at the best rate as the Said
 Ann Should Chuse, and he the Said Cap^t Mitchell did there-

Liber B. upon in this Deponents presence pay the Said Ann Boulton Seven pounds in part of half a yeares wages and it was then also further agreed between the Said parties that in Case the Said Ann Should not like the Countrey of Maryland he the Said Cap^t Mitchell Should Send her for England at his own Costs and Charges, and if She the Said Ann did like to remaine in Maryland and not in his Service She was to be at her own Liberty, and to pay her for the time She Served him according to the Said rate of twenty pounds by the year

Sworne the first day of december 1653 Edw: Eltonhead
Sheffield Stubbs

Elizabeth Bolton of the parish of S^t Martins in the ffields in the County of Middlesex widdow aged about fifty Years maketh oath^r that She was present when Cap^t Will^m Mitchell hired her Daughter Ann Bolton to be his Servant and to goe with him unto Maryland, And it was then agreed between the Said Cap^t Mitchell and the Said Ann Boulton that She Should be Governess of his Children and family and that the Said Cap^t Mitchell Should give the Said Ann twenty pounds Sterling by the year for her wages for So Long time as She Should remaine his Servant and to pay it here in England or in Maryland either in Money or Goods at the best rate as She the Said Ann Should Chuse, And he the Said Cap^t W^m Mitchell did thereupon in this Depon^{ts} presence pay the Said Ann Boulton Seven pounds in part of half a yeares wages, And it was then also agreed between the Said parties that in Case the Said Ann Should not like the Countrey of Maryland he the Said Cap^t Mitchell Should Send her againe for England at his own
p. 605 pper Costs and Charges, and if She the Said Ann did Like to remaine in Maryland and not in his Service, She was to be at her own Liberty, and he to pay her for the time She Served him according to the rate of twenty pounds by the year
Elizabeth Boulton Edward Eltonhead Sheffield Stubbs
her E B Marke

Coll ffancis Yardley plt Cap^t Richard } Upon reading of an Order of
Husbands p Edwd Packer Attorn def^t } the 22th day of November 1652
made in this Cause and of the pltes Accompt upon Record fol
88. by which there remains due from the defendant to the
plaintiff 1347^l Tob: & Caske, And the plfe now Making oath
in open Court that the Said thirteene hundred forty and Seven
pounds of Tobacco and Caske is Justly and truely due to him
from the defendant Cap^t Husbands, It is thereupon Ordered
that payment be made thereof to the plte with Court Charges.

Thomas Cornwallyes Esq plt } The plantiffe and defend^t producing Liber B.
Coll ffrancis Yardley defendt } their Accompts on both Sides after
Much Arguing thereupon It is by Consent of both parties,
Ordered that the defendant doe pay unto the plantiff fourteen
hundred pounds of Tobacco and Caske with Court Charges.
30 May Execuc inde con Stat def^t ad Satisfaciend.

Marks Pheypo plte } The Compt^e Sues for Satisfaction for
Coll ffrancis Yardley def^t } two Voyages from Virginia to the defend^{ts}
plantacōn here in this province wherein the def^t imployed him
and his Sloop or Shallop, To which the defend^t alledgeth that
he gave m^r Chapley 1200^t of Tobacco or in Value for the first
Voyage according to his Agreem^t with him who was m^r of the
Vessell and Saith that for the Second Voyage the plte onely
tooke him into his Boate with four persons more being hither
bound with Some Other Small freight for which he thought he
would not have Expected any thing, and the defendant not
being able to proove that the plantiffe made any Agreement
with him or that he was Master of the Vessell Saw no Cause
to relieve him as touching the first Voyage, But for the Second
with the pltes Consent It is ordered that the plantiffe Satisfie
to the defend^t five hundred pounds of Tobacco and Caske with
Court Charges
30 Maij Execuc Con Stat def^t ad Satisfaciend

p. 606

Edward Packer Attorn of Col } The plantiffes Suit being
ffrancis Yardley plantiffe } for 1000^t Tob: & Caske a
Richard Hotchkeys & Willm Boreman defts } piece for two Ankors of
Drams apiece which the def^{ts} had of him which were Coll
Yardleys and Sold at that rate and no Satisfaction given and
the defendants acknowledging the debt It is Ordered that the
defendant Hotchkeys do forthwith pay unto the plte or his
Attorney one thousand pounds of Tobacco in Caske for two of
the Said Ankors and the defend^t Boreman one thousand
pounds of Tobacco and Caske for the other two Ankors with
Court Charges.

Upon the Motion of L^t Nicholas Gwither It is Ordered that
the attachm^t at his Suit Executed upon the Estate of George
Rapier deceased doe Stand in force till the next Court

The Court rising the Governour appointed the Next Pro-
vinciall Court to be held the fifteenth day of November next

The Depositions of Henry ffox, m^r John Metcalfe and
m^r Phillip Land taken upon Oath in open Court the
24th day of May 1654. Say.

Henry ffox maketh oath that in or about March last being

Liber B. aboard of Coll Yardleys Vessell this Depon^t heard the Said Coll Yardley Say to m^r John Johnson that now all differences betwixt them the Said Yardley and Johnson were ended, And the Said Colonell replying Said that he did freely forgive the Said Johnson and hoped they Should be as Good friends as they were formerly, and So tooke him the Said Johnson by the hand and drank to him m^r Johnson replying again Said that he was Sorry he Should give Such abusive Language to his friend, also the Said m^r Johnson told the Said Colonell that he did freely forgive him the Said Colonell Yardley, for any differences that had been betwixt them, This or to this purpose this Depon^t averreth upon his oath And further Sayth not.

M^r John Metcalf maketh Oath that, that which Henry ffox hath Sworne touching the difference betwixt Coll Yardley and m^r John Johnson is true or the Same in Effect, And further Saith Not.

p. 607 M^r Phillip Land Maketh Oath that he was present when the words which Henry ffox hath Sworne to, touching the Difference betwixt Coll ffrancis Yardley and m^r John Johnson were Spoken or the Same in Effect, and that the deposition of the said Henry ffox in that particular is in Substance and further Saith not

All these were Sworn in open Court the day and Yeare abovesaid

Tho Hatton Secr

p. 608 Know all men by these presents that I Henry Bishop of the Province of Maryland planter have for and in Consideracōn that John Greenwell have already ingaged himself for me for A Sume of two thousand pounds of Tobacco & Caske have and by these presents doe bind over and Deliver unto the Said John All my Crop of Corne, Tobacco and other fruits whatsoever in Consideration of Satisfaction of the Said Sume of Two thousand pounds of Tobacco & Caske Whereunto I have Sett my hand this nineth of June 1654

the marke of Henry HB Bishop

Signed & Delivered in the
presence of us

William Johnson, James Langworth
Thomas Simpson

To all Christian people to whom this present writeing Shall Come I William Marshall of pasquascutt in the County of S^t Maryes planter Maryland, Send Greeting in our Lord God Everlasting. Now know ye that I the Said William Marshall for divers Good Causes and Considerations me hereunto Moving as alsoe out of a pious and a tender Love to God I

doe freely and willingly Give and bestow three heifers for Liber B.
 Ever, as foll That the Milk of those three heifers and $\frac{1}{2}$ the
 Male increase Shall goe to the Maintenance of a Minister
 which is to be in the now known Neck of Wicocomoco, and
 further my desire is that if it please god that this Stock Should
 increase till it Come to the Number of fifteen female Cattell, then
 there to pitch and remaine at that Number and not to Exceed,
 and for the other half of the Male Increase I doe give it to my
 trusty and Wellbeloved friends, John Hatch, Edward Boules
 and ffrancis Pope of the Same place, whom I have made Over-
 seers of this my Deed of Gift toward their paines and Care and
 in Case a Minister Should be wanting as God forbid then
 these Cattell to remaine in the hands of my Overseers till
 there be one, and when it Shall please God that these Cattell
 Shall Increase to Exceed the Number of fifteen breeders that
 then my Overseers Shall dispose of them to the poor or other
 pious Uses as they Shall See Good, And further I Give full
 and absolute power to my aforesaid trusty friends either at
 Death or Departing this Countrey to Nominate three other
 honest men as they Shall make Choice of which in the Said
 Necke to the Same purpose, And I the Said W^m Marshall doe
 promise to deliver as Speedily as may be, unto John Hatch,
 Edward Boules and ffrancis Pope three heifer the one a red
 heifer the other a Cole black with a Star in the forehead and
 with white flanks and one brownish with a Starr in the fore- p. 609
 head with a white tagged taile Marked in the right Eare,
 Cropt and in the left Eare Cropt and Slitt in the Crop, and
 further if it Should happen that if any of the Overseers, Should
 Imbezell or make away with this Stock Contrary to the prem-
 isses within Mentioned then the parish to appoint others in
 their Stead, To have and to hold the Said heifers to the use
 Benefitt as is aforesaid for Ever with their Increase. In Testi-
 mony whereof I have hereunto Sett my hand and Seale this 3
 day of June one thousand Sixe hundred fifty and foure

Signed Sealed and Delivered }	his mark
in the presence of us }	William x Marshall
his mark	
John x Cage	
John Douglas	

m^r William Lucas his Mark for Cattle and hogs viz^t the p. 610
 flower de Luce on the left Eare and overkeeled on the right
 Eare

23 Junij 1654. m^r Phillip Land this day Entreth upon Record
 for the use of Phillip Land the Younger his Eldest Son one

Liber B. Cowe Commonly called Nansey Marked as followeth Viz: a
 black Cowe white under the belly and about the Legs with
 white Streak from her Rump downe the Right Buttock being
 burned on both horns with the Letters IC Cropt on both Eares
 p. 611 the right Eare two Slitts in the Crop, the Left Eare a piece
 Cutt out from the root to the topp of the Crop. And for the
 use of Thomas Land his Youngest Son one black heifer Cropt
 on both Eares with two Slitts in the right Eare the Said two
 Cowes with all and Every their respective female Increase to
 be and remain for the future to the proper use and behoofe of
 his said two sons their Executors Administ^{rs} and assignes
 respectively. Wittness his hand the day and yeare abovesaid
 Recognit Coram me Tho: Hatton Phillip Land

p. 613 20 Junii. Christopher Bushell his marke for Cattell and
 hogs viz. Swallow forked on the left eare and Cropt and slitt
 on the right Eare.

William Bushell Son of Christopher Bushell his marke for
 Cattell and hogs viz. Swallow forked on the right Eare and
 Cropt and slitt on the left.

Robert Hanley his mark for Cattell and hogs viz. the right
 Eare Cropt with two Slitts in the Crop; and the left Eare
 Cropt and a piece Cutt out underneath below the Crop.

Maryland the 23 June Anno Dni 1654.

Whereas I John Bosworth Commander of the Charity of
 London being by Charter p^t bound and Ingaged to take into
 the Good Ship before Mentioned Eighty hogsheads of To-
 bacco upon the Accompt of m^r Henry Meese Merchant Now
 p. 614 Whereas I the Said John Bosworth haveing desired the Said
 m^r Meese, to give directions where I Should Send for his To-
 bacco having tendered my Shallops for the performance on My
 part to bring it aboard, and he not performing his part to the
 quantity of Thirty hogshead or thereabouts I doe hereby de-
 clare and protest against the Said M^r Meese he having not
 performed his Covenant to the quantity aforesaid or there-
 abouts and doe hereby declare and protest against the Said
 m^r Meese to the Value of Sixty pounds Sterl upon Dead
 fraught

This protest was by the abovesaid m^r John Bosworth made
 before me Tho: Hatton Gent Secretary and Register of this
 Province of Maryland as above is Expressed which at the Re-
 quest of the Said m^r Bosworth I doe hereby Attest, Wittness
 my hand the day and year above written Tho: Hatton

Mr William Allen Merchant maketh oath that according to his Severall Accompts upon Record touching the estate John Stringer Carpenter deceased which to the best of his Understanding and knowledge is a Just and true Accompt there remains due to him out of the said Estate fourteen hundred forty five pounds of Tobacco and Caske to the best of his knowledge

Liber B.

Jurat 4^{to} die Julij 1654 Coram me Tho: Hatton

Edward Pearse Ship Carpenter maketh oath that about a twelvemonth Since John Winbridge then Quartermaster to Cap^t Tillman upon or about the time of his departure out of this Province of Maryland in the Ship where Cap^t Tillman was then Master in this Deponents presence (being called by the Said Winbridge to Testifie the Same) told Walter Waterling that in case he dyed unmarried before his Arrivall in this Province this year he forgave or remitted to the S^d Waterling the debt which he the Said Waterling owed to him the Said Winbridge by Bill or Speciallty not long before Entred into or to that purpose. And further Sayth not

p. 615

Jurat 3 Julij 1654 Coram Mee Tho: Hatton

Know all men by these presents that Whereas my Husband Richard Moore being Sick and weake upon his death bed did Call to his wife Jane Moore and desired her to bring him the will which he had formerly made and he pused it, and after that he Cancelled it and Caused it to be burnt and made his wife whole and Sble Executor to Sett and dispose of amongst her Children as She will, Richard Manship and Elizabeth Manship his wife being present at the Same time

Know all men by these presents that I Jane Moore the wife of Richard Moore deceased doe bind over the four hundred Acres of Land which we now live upon to be Equally Divided betwixt my three Sons, Viz. Richard Moore Roger Moore and Timothy Moore, and they to be of age when they are Come to Eighteen, and the Maids at fifteen, and fourteen head of female Cattell for Seven Children for their use with all the Increase, the Males being taken out of them and as they Come to age or Marry their Shares to be taken out proportionably, and if any of these Children Should dye the Cattell to goe amongst the rest, and for the Land She is to Enjoy it So Long as She the Said Jane doth Live, and then to Come to the Children

p. 616

The marke of Jane O Moore

Teste Richard Recklesse

the marke of George W White

Liber B.

Indors Ejusdem

Know all men by these presents That Whereas I Peter Godson Chirurgeon intending to Intermarry with Jane Moore of Calvert County in the Province of Maryland widdow, have agreed and doe hereby Consent and agree (in Case the Said Marriage take Effect) not to lay any Clayme to or Intermeddle with all or any part of the Estate late of Richard Moore deceased late husband of the Said Jane Moore menconed in the within written Deed or Conveyance to be by the Said Jane disposed of to her Childrens use, but will Leave the Same to the Said Children accordingly Wittness my hand this Sixt day of July 1654
 Test Tho: Hatton the Marke of Peter G Godson

At a Court held at) St Maries 16 Julij) 1654	Present {	Will ^m Stone Esq Governour Cap ^t John Price m ^r Tho: Hatton Secretary
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p. 617 . Upon mocōn made this day by m^r Richard Welles Concerning John and Ellen his two Irish Servants Informing that they had Causelessly absented themselves for a Long time from his Service and the Said John being brought into Court by Henry ffox the Sheriffes Deputy upon the Governours Comand or Warrant from the house of Nicholas Keeting he alledging the Said Ellen to be his wife and that She was Sick at Keetings house and that the Cause of their departure and absenting themselves from their Said Masters Service was in regard of Some abuse received from their Said Master in giving them Correction, But it appearing to the Court that the Said Correction was not given without Just Cause and that they had been absent Six or Seven Weekes and that the Said m^r Wells had been at great Charge of Boate and hands in Seeking for them to the great hindrance of his Crop It is Ordered that the Said John and Ellen in recompence thereof and of 200^t of Tob: which he the Said Wells is hereby Ordered to pay unto the Said Henry ffox for his paines upon this Occasion with Court Charges) Shall Serve the Said m^r Wells their Master or his Assignes the full terme and time of Eight Months after the Expiration of their time of Service according to their Indenture or Custome of the Country.

Robert Chipsham merchant maketh oath that William Wright of Popler Hill in this Province of Maryland did agree to pay unto him this Depon^t Sixteen hundred and fifty pounds of Tobacco and Caske after the then Next Season present pay for a Servant which the Said Wright bought and had of him about Eight weeks Since, of which Tobacco the Said Wright

hath Since paid one hogshead weighing lesse than three hundred pounds Neate Tobacco the Remainder of the Said 1650 being Still unpaid though often demanded Since the Season or time of Strikeing Tobacco before Mentioned, And this Deponent further upon his oath Saith that for want of the Said Remainder the Merchants by whom this Deponent is Employed in tradeing hither will be lyable upon the Ship's return for England to pay Dead freight after the rate of forty Shillings a hogshead and further Saith not

Liber B.

Jurat Coram me 15^o die Julij 1654 Tho: Hatton

Know all men by these presents that I William Allen Merchant of the Good Ship called the Mayflower of London doe appoint Constitute and Ordaine my trusty good friend Thomas Mathews of S^t Maries in the Province of Maryland gent my true and Lawfull Attorney for me and in my Name to demand & receive due debts, Bills, bonds, Goods Chattells whatsoever that doe belong unto me, And further doe Authorize my Said Attorney if need require to Imprison Sue for and recover of any person or persons whatsoever, and to use all Lawfull meanes act or acts that Shall appear Just for the recovery of any Such Debts as Shall appeare due unto me in as full an Ample manner as if I my Self were present and whatsoever my Said Attorney in the premisses Shall Justly doe I doe by these presents Ratifie and Confirme, And further more I doe Authorize this my Attorney according as he Shall See Occasion to Constitute and order any other in Cases of Necessity, As Wittness my hand and Seale this 2^d of Aprill 1654.

p. 618

In the presence of
Daniell Hore

p William Allen

Mr Thomas Mathews I find that I am Indebted to m^r Thomas Hatton in ffees of Court five hundred pounds of Tobacco and Caske which I pray abate out of any Accompt to him and So I rest your assured ffriend.

4 Julij 1654 In the presence of }
Mathew Stone }

William Allen

To all persons whom these Presents shall come, Greeting Know ye that I Thomas Cornwallleys of the Crosse in the Province of Maryland Esq^r Have Constituted and appointed And by these presents doe Constitute appoint and ordaine Richard Hodgkeys of the same place Gent my true and Lawfull Attorney for me and in my Name and to the Sole use and benefitt of me my heirs Executors Administrators or assignes, to demand and receive all Such debts, duties Summe and Sumes of Tobacco, beaver, and other Commodities whatsoever which

p. 621

p. 622

Liber B. now are or hereafter Shall be due and oweing to me the Said Thomas Cornwalleys by any person or persons Whatsoever within the Said Province of Maryland, Virginia or any part of America, Giving and by these presents. Granting unto my Said Attorney full power and Authority by himself or an Attorney for default of paym^t to Sue Arrest Implead or Imprison and person or persons Indebted as aforesaid: And upon payment made againe to release acquitt and discharge them or any of them, but neither to Compound or Exchange any debt or debts bill or bills whatsoever without the advice and Consent of Cap^t William Stone Governour of this Province of Maryland, as alsoe with the advice and approbation of the Said Cap^t William Stone to lett, Sett, aliene and dispose for the use and benefitt of me my heires Executors & assignes all or any of my Lands or houses Plantation or plantacons on Potomock River within this Province of Maryland reserving only one hundred acres of Rich Land for the habitation of my two Negroes Peter and Mary. Further giveing power unto my Said Attorney Richard Hodgkeys to Sell or Barter for beaver Tobacco or any other Merchantable Commodity all Such goods and Merchandize as are by me left and Intrusted with him, or that Shall hereafter be Sent and Consigned to him, And what my Said Attorney Shall Lawfully doe in all or any of the p^rmisses whilst he Continues in my Employ^mt and Authority is Unrevoked I bind my Self my heires Executors Administ^{rs} and Assignes to Ratifie and Confirme. In Wittness whereof I have hereunto Sett my hand and Seale the 3^d of July Anno Dni. 1654

Sealed & dd in the p^rsence of W Sinclare } Tho: Cornwalleys
Rob. Guest }

p. 623 At a Court holden for the Province of Maryland the 16th of October 1654.

Present	{	Cap ^t Will ^m ffuller	m ^r Edward LLoyd
		m ^r Rich: Preston	M ^r Leon: Strong
		m ^r W ^m Durand	M ^r Rich: Euinge

John Ashcomb Sueth for Satisfaction out of Tho: Trumpeters Estate for attendance and provision in his Sickness for his winding Sheet and burying of his Corps, which is allowed to the Said Ashcombe from the Said Estate to the Value of two hundred and fifty pounds of Tobacco.

It is ordered that Peter Godson Shall be allowed one hund^d and Eighty pounds of Tobacco out of the Estate of Thomas Trumpeter which is for Physick to him in the time of his Sickness.

Bartho: Herringe aged forty yeares or thereabouts Sworne Liber B.
Saith, That Peter Godson and Richard Manship meeting in
yo^r Pett^{rs} plantation, Richard Manship asked the Said Peter
Godson whether he would prove his wife a Witch, Peter God-
son replied take notice what I Say, I came to your house
where your wife layd two Straws and the woman in a Jestings
way Said they Say I am a witch, if I am a witch they Say I
have not power to Skip over these two Strawes and bid
the Said Peter Godson to Skip over them and about a day
after the Said Godson Said he was Lame, and thereupon
would Maintaine his wife to be a witch

Bartho: Herringe

John Killy aged twenty five yeares or thereabouts Sworne
Sayth. That at the house of Phillip Hide, Richard Manship
Said to Peter Godson you Said you would prove my wife a
Witch, Peter Godson answered Gentlemen take Notice what I
Say I will prove her a witch beare Wittness you that Stand by.

John Killey

Margarett Herringe aged twenty three or thereabouts
Sworne Saith, That Rich: Manship asked Peter Godson if he
would prove his wife a witch, and Peter desired them that
were present to take Notice what he Said your wife tooke
four Strawes and Said in the Name of Jesus Come over
these Strawes, and upon this your wife is a witch and I will
prove her one. p. 624

Whereas Peter Godson and his wife had defamed Richard
Manship's wife in Saying She was a witch and Uttered other
Slanderous Speeches agst her, which was Composed and De-
termined by the plf^t and defendant before m^r Richard Preston,
Soe as Peter Godson Should pay Charges of Warrants and
Subpœnas in these Actions which Richard Manship desired
may be Manifested in Court that the Said Peter Godson & his
wife have acknowledged themselves Sorry for their Speeches
& pay Charges.

Ismeall Wright demands five hundred pounds of Tobacco
and two barrells & halfe of Corne by Accompt proved in
Court upon oath out of Thomas Trumpeters Estate which is
Granted by the Court

Peter Godson demanded one thousand four hundred and
thirty pounds of Tobacco of Bartho: Herringe for Physick and
Surgery impended on his wife, as by Accompt in Court, which
Accompt hath been Examined by men of the Same facultie

Liber B. and regulated to five hundred and Ninety pounds of Tobacco, It is Ordered by this Court that Bartho: Herringe, Shall pay the Said five hundred and Ninetie pounds of Tobacco to the Said Peter Godson within twentie dayes or Else Execution.

It is Ordered that a Letter of Administration be Granted to Ismael Wright upon Tho: Trumpeters Estate

Whereas William Ewen Attorney of m^r Robert Clarke hath demanded and proved one hundred Ninetie five pounds of Tobacco and Caske by Specialty, It is ordered that it Shall
p. 625 be allowed out of the Estate of Thomas Trumpeto^r Deceased.

Elizabeth Manship aged fortie one yeares or thereabouts Sworne Saith

That your Deponent Comeing home from Peter Godsons found Margaret Herringe lying on the floor Crying out, this Deponent asked her what She ailed, She touled her this Deponent that Phillip Hyde had beaten her about a log of wood taken from the Garden fence, kicking her and beating her head against the Oyster Shells, her face and head and Side and private places all bruised, And that Phillip Hyde confest that he gave her four Blowes on the head

Peter Godson Sworne Saith that he being Sent for to Margaret Herring and found her bruised upon her head and her Side and She Said that Phillip Hyde had done it and that Margaret Herring was in a Violent fever

Thomas Gregory Sworne Sayth that this Deponent being at Richard Manships Saw there Margaret Herringe lying in a Sad and Sick Condition, and that Deponents wife Staid with her three dayes and three Nights.

Richard Manship Sworne Sayth that Margaret Herringe Came to this Deponents house, very Sicke, and that Phillip Hyde Confest that he gave her three or four blowes & thrust her up against the Wall.

Jane Godson Sworne Saith that She this Deponent Sawe Margaret Herringe, Sick and bruised in the head and that She affirmed that Phillip Hyde had beaten her

Whereas it appeareth by oath of Richard Manship and Elizabeth Manship that Rich: Moore on his Death bed did ordaine his wife his Sole Executrix and left all at her disposing. It is

Ordered that the Said Executrix Shall Exhibit a perfect Inventorie of the Said Richard Moores Estate into the next Court or into the Secretaries office within three months Liber B.

Richard Collett Attorney of Lawrence Ward Sueth to this Court for nine hundred Eightie three pounds of Tobacco and Caske due by Specialty to the Said Lawrence Ward as appears by the Said Specialty from John Wakefield, and the Said Wakefield was arrested to appeare at this Court, which he being not able through infirmities of bodie to do, It is Ordered that if the Said Wakefield Shall not appeare before m^r Rich: Preston within fourteen dayes to give Sufficient Answer why the Bill Should not be paid, That then Execution upon the Said Bill be granted unto the Said Attorney of Lawrence Ward. p. 626

Thomas Gregorie and his wife being Summoned to testifie in a Cause depending in this Court betweene Bartho: Herringe pl^t and Phillip Hyde defend^t and hath been at Charges therein Eighty pounds of Tobacco for two dayes work and two dyetts at the Ordinary.

John Hammond Sueth to this Court for four Rights of Land due to him from John Barriffe as appeares in Court It is Ordered that the Said Barriffe Shall give present Security to deliver the Said four Rights of Land with Certificate to the Said John Hammond or Soe much

Simon Bird Servant unto m^r Thomas Trueman and by him hired to Robert Taylor Complained for want of Necessary Clothing which Complaint appeareth to this Court to have Sufficient ground. It is ordered that the Said Robert allows him Sufficient Necessary apparell which if not performed the Said Bird Shall have Liberty to repaire to the next Commission^r who is to take Such effectual Order as that he may be duely Supplied.

It is ordered that the Estate of Thomas Trumpeter Shall pay to John Harford three hundred pounds of Tobacco and Caske as appeares by Specialty in Court produced

George Newman aged twentie yeares or thereabouts Sworne Saith that he this Deponent heard m^{rs} Brookes relate that She heard that m^{rs} Goulson had beaten her maid two hours by the Clock, and that there were that would take their oathes that it was an hour and a halfe by the Clock. p. 627

Liber B. Margaret Pritchard aged twentie years or thereabouts Sworne Saith, That She this Deponent heard m^{rs} Brookes Say that m^{rs} Goulson had beaten her maid two hours by the Clock, and She further Said that Elizabeth Tennis would take her oath that it was two hours and a half, and that Elizabeth Tennis Should Say that her husband tore the hair of his head and wisht that She the Said Goulson would kill the Said maid that She might never kill more.

John Dumord aged twentie eight years or thereabouts Sworne Saith, That about ffeb: two yeares past this Depon^t was in a boat with m^r phenwick, m^r Eltonhead and his wife and Mark Lucye, And this Deponent heard m^r Eltonhead & m^r Phenwicke Report that they had killed Eight or Nine hogs at the Said m^r Phenwicke Quarter and after Comeing to m^r Eltonhead's house he heard m^r Eltonhead Warne his people to have a Care of the Bores Grease for he ment to make a Salve of it.

John Sewell aged twentie yeares or thereabouts Sworne Saith. That he this Deponent about ffeb: two yeares past being at m^r Hooper's house Saw m^r Phenwicks Boat lying there with hogs flesh in it but knows not whence it Came.

It is ordered that Whereas m^{rs} Brookes hath reported that Sarah Goulson unlawfully punished her Maid Servant which Cannot be proved, It is Ordered that m^{rs} Brookes Shall pay the Charges.

It is ordered that Whereas m^r Robert Brooke and m^r Phenwick both plf^t and defend^t have alledged want of Evidence in the Cause and Sue for Refference to the next Provinciaall Court held at Putuxent River, It is So Ordered by the Court that a refference be Granted according to their agreement and request.

p. 628 Richard Manship Sworne Saith that the wife of Peter Godson related to this Depon^t and his wife that Michael Baiseys wifes Eldest Son was not the Son of Anthony Rawlins her former husband, but She knew one at Maryland that was the father of him, but Named not the man, and that the Said Michael Baisey's wife was a whore and a Strumpett up and Down the Countrey, and Said that Thomas Ward of Kent tould her Soe.

Elizabeth Manship Sworne Saith the Same.

Margaret Herring Sworne Saith that the wife of Peter Godson affirmed that Anthony Rawlins Son was not his Son but the Son of another man at Maryland.

Francis Brooke arrested to Answer ffox and not appearing Liber B.
is nonsuited and to pay Sixtie pound of Tobacco Charges to
the Said ffox.

Ann Pope Sworne Saith that Robert Taylors maid Servant
tould this Deponent that She the Said maid Servant tooke
Sugar that belonged to John Hambleton, and that Mary Taylor
beat her for it and Sarah and Mary Taylor drank it them-
selves, and that the Said maid Servant tooke Soape from the
Said Hambleton which the Said Mary Taylor also tooke and
washed a Scollop with it.

Barnaby Jackson Sworn Saith that David Thomas went to
fetch Tho: Gregory's wife to keep the Said Thomas his wife
whilst She lay in Child bed, and that he this Deponent thinks
She was there about Eight weekes, but heard noe agreement
made between them.

Barnaby Jackson allowed ninety pounds of Tobacco for his
time and Charges being Subpoena'd to Wittness in this Court
in a Cause depending between Thomas Gregory and David
Thomas.

Whereas Peter Godsons wife hath Slandered the wife of
Michael Baisey & Saying She was a whore & a Strumpet up
and Down the Countrey, It is ordered that the Said Godson's
wife Shall be Committed into the Sheriffs hand untill She Shall
find Security for the behaviour which the plf^t is Satisfied with p. 629
as he hath declared in Court

Ralph Beane Sued for Satisfaction of a Bill of one thousand
Seven hundred and thirty pounds of Tobacco and Caske due
from John Dandy unto Walter Beane the def^t was willing to
referr it to the oath of Ralph Beane what was received of the
Said Bill, and the Said Beane made oath that no more then
three hundred and twenty pound was Reced in part of the S^d
Bill, and there remains one thousand four hundred & tenn
pounds of Tobacco and Caske and Charges to the Said Raph
Beane within ten days or Else Execution

Peter Underwood Aged Eighteen years or thereabouts
Sworne Saith, That m^r Meese when he Shiped this Deponent
bought a bed and dd to him, who possessed & used it all the
Voyage untill Peter Johnson bought him which when he went
home, and the next day this deponent met m^{rs} Hooper with
the Same bed and Challenged it, m^{rs} Hooper Said that m^r
Meese bid her take it, but m^r Meese denied that he bid her

Liber B. take it, and Said this Deponent Should have the bed again afterwards asked m^{rs} Hooper for the bed, and She promised that m^r Johnson Should have it and that m^r Johnson Sent this Deponent to m^{rs} Hoopers for the bed, but She denied it

Whereas m^{rs} Hooper tooke a bed with a Servant which belonged to a Servant Sold by m^r Meese to Peter Johnson and the Said m^r Meese (as appears) declared his mind was that the Same bed which m^{rs} Hooper tooke Should be returned to the Said Peter Johnson, which being demanded of m^{rs} Hooper and refused, It is Ordered that Henry Hooper Shall deliver to the Said Peter Johnson one bed as good as was taken away or Satisfaction

Bartholomew Herring Nonsuit Phillip Hyde And is allowed fifty pounds of Tobacco Charge

p. 630 m^r Skippwith having arrested Richard Ricknell and the Said Skipwith not appearing to declare Ricknell recovers fifty pounds of Tobacco for his Charges

Cap^t John Smith having Exhibited to this Court an ingagem^t of Cornelius A Johnson to him, in one thousand pounds of Tobacco and Caske due by Specialty and five hundred pounds of Tobacco & Caske to be paid the yeare following, and the S^d Cornelius A Johnson hath acknowledged the debt in Court. It is therefore Ordered that the Said Johnson being not a resident in this place Shall be Committed to the Sheriffes Custody untill he Shall Satisfie the Said debt to the Said John Smith or otherwise give him Security for the Same within ten days with Cost of Suit.

John Hammond hath appeared in Court and acknowledged a Judgment against himself for the payment of of fiftene hundred pounds of Tobacco and Caske to Cap^t John Smith In Case the Said Cornelius Johnson doth not performe the paym^t of the like quantity according to an Order of this Court

Action between Salter & Cap^t Vaughan is refferred to the Assembly to the fourth day or three dayes after by Consent in regard the Determination relats to one Gressam who hath been long absent and is to be present at the Assembly

Whereas Isack Iluie being possessed of two hundred Acres of Land called beaver Neck was disturbed by meanes of ffrancis Brooke pretending a Grant from the Lord Baltemore and power from the Governour which doth not appeare to this

Court. It is therefore Ordered that m^r Phillip Conniers Com-
mander of the Ile of Kent Shall Cause the Said Sheriffe to give the Said Iluie quiett possession of the Said Land. Liber B.

It is Likewise ordered that those that dispossess the Said Iluie Shall pay Cost of Suit.

The Sheriffe is to produce the body of Marke Pheboe to the next Court to Answer the Complaint of m^r Beard in an Acōn of Debt or else the Sheriffe to make Satisfaction to the Said m^r Beard. p. 631

Refference of Suit is Granted unto Thomas Bennett def^t in a Suit depending between the Said defend^t and Walter Peake to the next Provinciaall Court houlden at Putuxent.

It is the Judgment of the Court in regard that, that John Tennis and his wife did not performe the agreem^t made with m^r Johnson to Satisfie his damage occasioned by the Said John Tennis wife being then Servant to m^r Johnson. It is ordered that John Tennis Shall pay to m^r Johnson three hundred and fifty pounds of Tobacco and Caske, to be paid in the year 1655 with Cost of Suit.

Peter Joy aged twentie Sixe yeares or thereabouts Sworne Saith, That m^r Hambleton Came to Samuell Griffins and told your Deponent that he had bought two hundred acres of Land of m^r Phenwicke at the head of S^t Cutbeards Creeke and going along with the Said Hambleton in a Canoe the Said Hambleton would have agreed with your Depon^t for to build him a house of thirty foot Long with a Shed at the End, and when your Deponent was frameing a house at m^r Phenwicke, m^r Hambleton proffered to Change his two hundred acres of Land for your Deponents hundred Acres and your Deponent would not, and further Saith not

Cornelius Cannady aged thirty yeares or thereabouts Sworne Saith, That your deponent asked m^r Hambleton whether he had bought any land of m^r Phenwick and he Said yea, and your Deponent asked him whether he had paid for it this yeare and he Said noe but m^r Hambleton Said that m^r Phenwick owed him Seven or Eight hundred pounds of Tobacco, and for the rest he thought he Should worke it out in the house and further Sayth not. p. 632

ffriendship Tounge aged twentie Sixe yeares Sworne Saith That your deponent went with m^r Phenwicke and m^r Ham-

Liber B. bleton to Shew them a tract of Land lying at the head of S^t Cutbeards Creeke, and after they had well Viewed the Land they did appoint a place where to Sett a house. And further Saith not.

John Hambleton demandeth Nine hundred Eighty three pounds of Tobacco of Cuthbt Phenwick due by Accompt which the Said Phenwick pleaded Satisfied by Land Bargained & Sold to the Said Hambleton by the Said Phenwick which bargain is not acknowledged this being debated in Court at Length both pl^t and defend^t agreed to referr the Determination of the bargaine of land and Accompts to the Arbitration of two Indifferent men.

It is ordered that the Estate of Thomas Connery Shall be Liable to pay unto m^r W^m Eltonhead his heires Executors Administrators or Assigns the Summe of three hundred and four pounds of Tobacco and Caske due by Specialty produced in Court.

Whereas Joseph Edwards hath Served out his time of Service due by Indenture to m^r Arthur Turner as appeareth in Court by confession of the Said Arthur Turner and the Said Edwards hath petition this Court for his Corne and Clothes It is ordered that the Said Arthur Turner Shall pay and deliver unto the Said Edwards three Barrells of Corne a falling Axe and a weeding hoe a hatt or Cap a Shirt and a pair of Stockings one Suit of woollen Clothes and a pair of Canvas Drawers upon Demand.

p. 634 John Shanks his mark is viz^t Cropt of both Eares and two slitts in both the Eares and Keeled in both Eares before

Amey Shanks her mark is viz^t Cropt on both Eares and 2 slitts in both Eares.

Robert Coles wife gave to John Shanks wife 3 pigs and the said pigs are now three sowes and Ann Mayner gave John Shankes wife one pig and now it is a Sow of two yeares old, and Thomas Dyneard gave Amey Shankes Daughter to the afore-said John Shankes one Sow shoat of five months old and for these abovesaid hogs I John Shankes doe give to my daughter Amey Shanks a heifer of two yeares old Come may next in the year 1655

At a Court held at Putuxent the 5th of December Liber B.
1654

Present { m^r Richard Preston } m^r John Lawson
 { M^r W^m Parker } m^r William Parrott
 { m^r Sampson Waringe }

Attachment is Granted to m^r Henry Coursey to the Value of five thousand pounds of Tobacco against the Estate of m^r p. 635 Thomas Deanes.

m^r William Ewen Attorney of m^r Robert Clarke acknowledgeth Judgment of Seven hundred fortie Six pounds of Tobacco upon Specialty to Richard Collett upon the Estate of m^r Clarke and Court Charges otherwise Execution within ten dayes.

Mr Phenwicke plft } reference is granted to the next Court in
William Warman deft } the difference depending between m^r Phenwick and W^m Warman.

Richard Collett Attorney of John Pedro Confesseth Judgment of two hundred pounds of Tobacco by his oath with Cost of Suit of W^m Chaplyn.

Attachment is granted unto Richard ffoster against the Estate of Coll ffrancis Yardley.

Whereas Will Barton Sueth to this Court for a parcell of Land which Richard ffoster Liveth on It is Ordered that the Said Barton Shall Survey the Said Land according to the Lease Granted to Jackson & Gwider and to be determined accordingly

Nonsuit is Granted unto Markes Phepo in the difference Mary the wife of Martin kirke in an Action of Rape with Cost of Suit.

Martin Kirke plft } Refference is granted unto Martin Kirke in
Marks Phepoe deft } the difference between Markes Phepoe and the wife of the Said Kirke to the next Court the Said Kirkes alleding want of Evidence

The Court hath Ordered that Andrew Warner Shall be allow'd 150^l of Tobacco for his Expence and time Spent in the difference between m^{rs} Bonifield and Martin Kirke

The Court hath Ordered that Martin Kirke Shall put In Security for his Appearance at the next Court to Answer to his Petition against m^{rs} Bonyfield which he Saith he will prove.

Liber B.

December the 5th 1654

p. 636 Memorand: the day and yeare above written that I Robt. Brooke of Putuxent Esq doe hereby appoint m^r John Hamond my Lawfull Attorney to Act all things in my in my Name in Cases depending between me and m^r Robert Clarke Richard Hoskings. In Wittness whereof I have hereunto Sett my hand.
Robert Brooke

m^r Robert Clarke plft } Whereas m^r Robert Brooke is Indebted
Robert Brooke Esq deft } unto m^r Robert Clarke by two Specialty
one thousand Eight hundred and fiftie pounds of Tobacco and Caske as may appeare and the Said Brookes appearing in the Suit by John Hamond his Attorney; It is ordered that the Said Robert Brookes Shall make paym^t of the Said 1850^t of Tobacco and Caske within twelve days with Court Charges, and unless the Said Brooke doe not make it appear within twelve dayes before m^r Preston why Execution may not issue forth then Execution to issue forth

Capt Smith attorney of Richard Beard plft } Reference is granted unto
Markes Phepoe defendant } Marks Phepoe, and Cap^t John Smith Attorney of Richard Beard to the next Court with Consent of both parties.

It is Ordered that Martin Kirkes Shall remain in the Sherifffes Custody till he give Sufficient Security for his own and his wifes appearance in person to the next Court and to put in Security for both their behaviours to all people but in Speciall to m^{rs} Bonifield.

M^{rs} Rebecca Hall is dismist and is allowed for her Expencc and losse of time one hundred and twenty pounds of Tobacco which is to be Divided amongst the four that Subpoen her

Whereas it appeareth by the Testimony of Cap^t John Smith that Bartho: Bloome had a Warrant for two hundred acres of Land from m^r Hatton, It is Ordered that Certificate of 200 acres of Land be granted unto Bartholomew Bloome.

Mich: Brooke plft } Whereas John Jarboe was arested to this
John Jarboe defendt } Court at the Suit of Mich: Brooke, and not appearing It is ordered that if the Said Jarboe doe not appeare the next Court then Order to be granted against his Security for the Said Debt to Mich: Brooke.

p. 637 Henry Potter plft } Whereas Martyne kirke is Indebted unto
Martyn Kirke deft } Henry Potter the Summe of two hundred pounds of Tobacco by Specialty It is Ordered that the Said

Kirke Shall make paym^t within ten dayes with Cost of Suit Liber B. otherwise Execution.

Martin Kirke plft }
m^{rs} Bonifield deft } Whereas m^{rs} Bonnifield was arrested at the
Suit of Martin Kirke is dismist and allowed
Charges.

Commission of Administracōn is granted unto Alice Griffine late wife of Samuel Griffin deceased upon the Estate of her Said Husband and to put in Security for the Said Administracon and to bring a true Inventory to the next Court.

ffrancis Vandan plft }
John Lewger defendt } Refference is granted unto ffrancis Vandan
and John Lewger to the next Court by Consent of both parties.

m^r Tho: Lund plft }
Tho Bennett deft } Whereas Thomas Bennett was arrested to
this Court at the Suit of Thomas Lund and
not appearing It is ordered that the Sheriffe Shall produce the
Said Bennett to the next Court or Soe much of the Said Bennetts Estate as will Satisfie as will Satisfie the Said Debt to the
Said Lund or else Order to pass against the Sheriffe.

Whereas m^{rs} Godson was bound in a bond of Good behaviour from the 21th of October till the 5th of December towards the wife of Michael Baisey, and none appearing to renew the Said Bond, It is ordered that She be remitted from her Bond of Good behaviour

Andrew Keaton is Granted a nonsuit against Martin Kirke and is dismist and allowed Cost of Suit.

Geo: Skipwith plft }
Ric: Ricknell defendt } The Court hath ordered that if Cornelius
Cannadie who is Security for Richard Ricknell doe not produce the Said Ricknell to the next Court to Answer the Suit of George Skipwith then the order to pass against the Said Cornelius Cannadie.

It is ordered that m^r Rich: Preston Shall pay unto John Shanks five hundred pounds of Tobacco and Caske and to be allowed the Said Tob: & Caske the next year out of the Levy

Certificate of three hundred Seventy and five Acres of Land p. 638
is Granted unto Daniell Goulson in part of Six hundred and fiftie acres of Land.

Walter Peake is Dismist from the Court being Wittness for ffrancis Vandan and is allowed his Charges and Loss of time which is 120^t of Tobacco.

Liber B. m^r Robert Brooke Esq plft } m^r Phenwick is Dismist in the Differ-
 m^r Cuthbert Phenwick def^t } ence depending from the last Court to
 this and the Said Brooke not prosecuting, m^r Phenwick is
 allowed his full Cost of Suit.

Attachment is Granted unto Richard ffoster against the Es-
 tate of Colonell ffrancis Yardley.

Whereas by Act of Assembly a County Court is to be
 Erected in the County of Marys & Potomock and that the
 most Convenient place is at the House of John Hamond for
 the keeping of the Said Courts, and that he the Said Hamond
 hath undertaken to build forth with a Sufficient Court house
 at his own Cost and Charges It is therefore Ordered that
 Licence be granted to the Said Hamond for retayling of wine
 and Strong Liquors and that he Likewise undertake to provid
 a ferry for the Convenient passage of people over Newtowne
 River

Alce Griffine plft } The Court hath granted a refference
 Cornelius Cannady def^t } unto Cornelius Cannady to the next Court
 in the difference depending between the Said Cannady and
 Alce Griffine with Consent of both parties.

Constables It is ordered That John Hodgine and John Gram-
 mer are to be Constables for the North Side of
 Putuxent & Ishmeall Wright Constable for the South Side, &
 ffrancis Billingley to be Constable for the Clifts & to be at the
 next Court to take their Charge of the office of a Constable.

p. 639 Ishmael Wright aged 40 years or thereabouts Sworne and
 Examined Saith. That m^r Eltonhead being at yo^r Deponents
 house one Night fell in discourse about Phillip Hyde and
 Henry Bullin, Concerning their Land that they were Seated
 on, m^r Eltonhead Said that he had five thousand acres of Land
 to take up there, and Said he could take away that Land
 which they were Seated on, and we answered and Said, that
 they were honest men, it were pittty to take it from them and
 he Said Soe, two Good Labouring honest men, I do not intend
 to Molest them, for I have intended already where I will begin
 to Survey upon the Clifts and I Shall fall Short of them And
 further Saith not

the mark of
 Ishmael R Wright

Peter Joy aged 26 years or thereabouts Sworne & Examin'd
 Saith That your Deponent went about to build a house for
 Cornelius Cannady which Samuell Griffine was to pay for, and

yo^r Deponent asked Cornelius where this house Should Stand Liber B.
and he told your Deponent where it Should be, and the posts
were brought in where he appointed where the house Should
Stand, and further Saith not

the marke of
Peter Pl Joy

Rebecca Hall aged 30 yeares or thereabouts Sworn & Examined Saith.

That She this Deponent Saw the Markes of the blowes
which Martin Kirkes wife gave m^{rs} Bonyfield which was as
broad as your Deponents hand and kirkes wife called m^{rs}
Bonyfield whore and Said She would prove a whore and
further Saith not

the marke of
Rebecca × Hall

Christian Bonifield aged 46 years or thereabouts Sworne
and Examined Saith.

That upon a time your deponent was at the house of Marke
Phepoe and Mary Kirke the wife of Martin Kirke Said that
She would hang that Rouge Potter, for She had that about
her would hang him and bound it with a bitter oath, that
before he Should want a hangman She would hang him her-
self and furth Saith not.

the mark of
Christian × Bonifield

Rebecca Hall aged 30 years or thereabouts Sworne & Examined Saith That Mary Kirke told your Depon^t that She followed Potter from her house through my Ground where my husband was killed to his own fence and tooke up her Corne under Potters fence and further Saith not

Rebecca Hall Sworne and Examined Saith, That Mary Kirke Said that Marke Phepoe was a Rouge and that She was never Mastered by a Rouge before, And further Saith not p. 640

Elizabeth Potter aged 29 years or thereabouts Sworne Saith
That upon a time Mary Kirkes Came into the house of Henry
Potter and Rebecca Hall and She had Some words, and Rebecca Hall Said, Mary Kirke you Said that Markes Phepoe Came into your house and you told me that you beat him, and Mary Kirkes answered againe She would doe worse to him for he Came and flung her upon the bed, and was faine to hold myhand in his throate and my Sword in my other hand Rebecca Hall made her Answer againe you will foreswear it and deny it and further Saith not.

the marke of
Elizabeth × Potter

Liber B
No. 3-
p. 133

Know all men by these presents that I Henry Bishop have assigned made over and Delivered unto John Medley all the Remainder of my Cropp of Tobacco now hanging in John Greeneways Tobacco house and is the proper Goods of the Said John Medley after the Said John Greeneway is Satisfied and is in part of Consideration of a Bill of Nine hundred weight of Tobacco and Caske already due, John Greeneways debt is one thousand nine hundred and fifty, In Wittness hereof I have hereunto Sett my hand this 30th of November 1654

In the presence of
John Greeneway
Zacha: Wade

the mark of
Henry HB Bishop

Will May his mark viz. the left Eare Cropt & a half moone and the right Eare Cropt and a Slitt in the Crop.

p. 135 John Domall his Marke is viz^t the Swallow Tayle on both Eares & Underkeeld under the right Eare

This Bill bindeth me William Nugent my heirs Execut^{rs} Administ^{rs} and Assignes to pay or Cause to be truely paid unto James Waker or his Assignes the full Sum^e of Seven hundred Twenty and three pounds of good Merchantable leafe Tobacco in Caske at or before the tenth day of November next Ensueing the date hereof In wittness whereof I Sett my hand this Second day of March Anno 1654

Wittness me
John Browne, Benjamin Gill

William Nugent

At a Provinciaall Court holden at Putuxent
the 24th day of Aprill 1655.

Present	{	M ^r Rich: Preston	Cap ^t Sampson Waring
		m ^r W ^m Durand	m ^r John Lawson
		Cap ^t Rob ^t Sly	m ^r John Hatch.

p. 136 It is ordered by this Court that a Commission for the Exercising of the Militia in Putuxent County be granted to Cap^t John Smith and Cap^t Peter Johnson That is to Say from Leonards Creek downwards Including both Sides of the River at Putuxent to Cap^t Smith and Cap^t Peter Johnson downwards on both Sides of the River

It is further ordered by the Court that a Cōmission for the Exercise of the Militia in S^t Maries and Patomock River be Granted to Cap^t John Sly and to Cap^t Richard Hodskeys viz^t from Clements Bay upwards and all the forces in those parts

unto the Said Cap^t John Sly, and from the Said Clements Bay
Downwards to point lookout Including all S^t Maries and the
forces therein unto Cap^t Rich^d Hodskeys, And that Cap^t John
Smith the Muster Master Generall Shall be Superintendent
and Cap^t in Cheife over the Said Companies.

Liber B.
No. 3.

It is ordered that according to an Act of the last Assembly
a Countrey Court Shall be Constituted in the Limits of S^t
Maries and Patomock And the Said Cap^t John Sly be the
president of the S^d Court, m^r Richard Hodskeys M^r William
Barton M^r James Johnson, M^r Walter Beane M^r Edward Bolls
& m^r Daniell Clocker Commission^{rs} And that any four of the
Said Commission^{rs} whereof Cap^t John Sly M^r Richard Hods-
keys, m^r W^m Barton and m^r James Johnson to be alwaies one
may keep Courts as often as they Shall See Cause and have a
Commission for that end.

It is ordered that a Commission be Granted to Cap^t Samp-
son Warring to be Commander of all the Military forces &
Soldiers being and residing on Herring Creeke Including all
the Plantacons about m^r Ayres his Creek and from them
Downwards taking in Cap^t Carters and m^r Richard Wells his
plantacons, & Extending down the Bay to the Land Seated by
m^r Manning and So downwards According to an Act of As-
sembly in that Case Provided

p. 137

It is orderd by this Court, that a County Court be Consti-
tuted in Putuxent, And that m^r James Berry, m^r Michael
Brooke Cap^t Peter Johnson, m^r Woodman Stockely, m^r John
Pott m^r Phillip Morgan be Commission^{rs} and may keep Courts
as often as they Shall See Cause, Provided that m^r James Berry
m^r Michael Brooke or Cap^t Peter Johnson be alwaies one

It is ordered that the Courts Shall hear and Determine all
matters to and within the Value of 3000^l of Tobacco and 20^l
Sterling for Civill and for Criminall Such actions as extend
not to Life or member.

A Lre of Administracōn Granted to m^{rs} Phenwick

M^r Evens Convicted of high offence against the Publick by a
Subscription under his own hand to a petition hath humbly
acknowledge his offence in Court and desires mercy which is
Granted him paying 2000^l of Tobacco and Caske towards the
Publick damage occasioned in the late Warr raised by Cap^t
Stone and his Complices.

Liber B. John Ashcombe Confest in Court he was in Drink Shall
 No. 3. pay 00^t of Tobacco according to the Act of Assembly John
 Ashcombe fined 2000^t of Tob towards the publick damage
 occasioned by Cap^t Stone and his Complices, And the Said
 Ashcombe by Petition Subscribed, Some way Submitted to,
 through feare of Mischiefe threatned by them.

The Petitioners of Putuxent are discharged from the Con-
 tents, and Damage thereof by an Act of favour past unto them
 by this Court upon the acknowledgment of their offence and
 free Submission to the present Governm^t

Richard Collet being Convicted of a Scandalous offence
 against the Governm^t by his Subscribing of a Petition of Dan-
 gerous Contents and Consequence Shall be banished from this
 Province and give Security for his Good abearance to the
 present Governm^t untill he Shall give Notice unto m^r Lawrence
 Ward in Virginia part of whose Estate the Said Collett doth
 Manage in Putuxent River to appoint another in his room and
 p. 138 Shall have Six weeks time for that dispatch and pay 1000^t of
 Tob: to the Publick if his Security be taken as Sufficent for his
 good abearance aforesaid he may Stay till the 25th of December

Commission of Administracōn Granted to Alice Griffin
 wife of Samuell Griffin deceased, Robert Taylor John Knapp
 appointed to prize the Estate.

Whereas it appears by Cap^t Cornwallies his Lre to m^r John
 Wade that the S^d Cap^t Cornwallies did Ship Certaine Goods
 aboard the Goulden ffortune with the pduce of Tob Sent by
 Cap^t Cornwallies to be Sold for the Said Wade to the Value
 of 22^t 10^s for the use of the Said John Wade to be delivered
 in Maryland a Note of which Goods hath been Exhibited to
 this Court, It is ordered that m^r Richard Hodskeyes agent for
 the S^d Cap^t Cornwallies Shall deliver the Said Goods to the
 Said Wade or his Assignes according to the Scedule of Par-
 ticulars Mencōned

Lieuten^t Richard Banks and Thomas Tunnell being found
 in Armes against the present Government & pleading that
 they were Mised by the protestation of Cap^t Stone who Said
 he had power from the Lord Protector and also did Surrender
 a ffort upon the first Summons are discharged from further
 trouble in the action upon their Submission and Good for-
 bearance to the present Government

If it appears that Francis Walton hath Served Cap^t Willm Stone four yeares as by his petition affirmeth he Shall have his Corne and Clothes. Liber B.
No. 3.

It is ordered that a Commission of Administracōn be granted to John Tomkinson on George Dolts Estates ;

It is ordered that the Estate of George Dolts Shall be Liable to Satisfie 1060^l of Tob: to Phillip Land being due to him by Specialty

Wherein it appeares to the Court, That Phillip Land Stands indebted unto Henry Catlyn Gent the quantity of 1788^l of Tobacco and Caske and one Calf due Long Since. p. 139

It is ordered that the Said Phillip Land Shall pay unto the Said Henry Catlyn or his assigns the debt aforesaid, and if the Said Land Shall make it appeare that any of the debt afores^d is Satisfied, then what is paid or accounted Shall be a deduction to the Said debt. Provided that the Said Land doe make it appeare before the Execution be awarded.

Whereas Richard Reclesse is indebted unto m^r Richard Preston the Summe of 784^l of Tob, and one Attachment was Granted to the Said Richard Preston on 600^l of Tob being to the Said Reclesse and remaining in the possession of Cornelius Canneda and now the Said Richard Preston Sueth for a Judgm^t upon the Said debt what is in the Said Cornelius' possession.

It is ordered that the Tobacco be attached as aforesaid Shall be Seized for the Satisfaction of the debt aforesaid Soe farr as it will pay.

Comission of Administracōn Granted to Daniell Gordon upon the Estate of James Memeis

If Phillip Land who is Charged with 1900^l of Tobacco which as Sheriffe he was ordered to pay unto Katheren Ebden out of the Levy for Physick Charges bestowed by her upon Richard Lawrence It is ordered that if the Said Phillip Land, doe not approve himself discharged thereof Lawfully he Shall be liable to Satisfie the Said Summe to the Said Katheren Ebden or her Assignes.

William Lewis is indebted unto Samuell Parker the quantity of 1000^l of Tobaccoe and Caske as appears by Specialty produced in Court.

Whereas Michael Brooke arrested John Jarbo to the Last december Court upon an Action of Debt 600^l of Tob & Caske,

Liber B. where he appeared not, and the Court then ordered that if the
 No. 3. Said Jarbo did not appear the next Court which is this present
 p. 140 Court, he Should have an order It is therefore ordered that the
 Said Jarbo Shall pay the Said 600^l of Tob. to the Said Michael
 Brookes and Such Costs and Damages, as Shall be made
 appeare to have been Sustayned upon the Action

Six hundred and Eighty pounds of Tob and Caske & a
 Beaver Skin is due to m^r John Lawson by Specialty from
 William Lewis as hath been Satisfied in Court

John Medcalf Sheriffe by Cap^t Stones appointment pressed
 Phillip Lands Boate for the last insurrection as appeares by
 Testimony of Henry ffox in Court It is ordered that the Said
 medcalf Shall Satisfie the Said Land for the Said Boat.

Daniell Gourden Sworn Saith that he this Deponent and
 John Delahayes and James Meines being Indebted unto Walter
 Beane by Bill the quantity of 1064^l of Tob which Tobacco L
 W^m Lewis received for the Said Bean and gave in the Bills.

1064^l of Tobacco by the Deposition of Dan^t Gourden
 appeares due to Walter Beane from Lieuten^t William Lewis
 Estate & 400^l by Bill as aforesaid

Capt John Smith plft } Execution granted to Cap^t John Smith
 John Homond defendt } on the Estate of John Hamond for 1500^l of
 Tob. due to the Said John Smith by a Judgment w^{ch} the Said
 Hamond acknowledge against himself in Crt holden in October
 last at Putuxent

Henry Bullen being Summoned as a Wittness on the behalf
 of Peter Godson attended 3 dayes Shall be Satisfied 60^l of
 Tobacco.

Susan ffrizell being Convicted for running away from her
 Master Daniell Goulson 3 weeks Shall double the time of her
 departure, and ffifty pound of Tobacco damage, But Com-
 plaining of Extream Usage and Expressing in Court a great
 feare the Said Susan had of returning to her Service aforesaid
 because of Such Rigor, The Court Judge Necessary for the
 avoiding of Danger, Set the Servant free from her Said Master
 and Mistresse Service loosing her Corne and Clothes due at
 the Expiration of her time and giving Security to the S^d Daniell
 Goulson to pay 500^l of Tob & Caske at the first Crop Ensuing

Mr Luke Gardiner gives the Said ffrizell 300^l of Tob and
 Caske, W^m Dorrington 100^l Peter Achilles 50^l Henry Cane 50^l
 W^m Stogden 50^l which Tobacco the Sheriffe undertakes to

Collect and pay unto the Said Daniell Goulson, John Seawell
also giveth 50^t of Tob for the use aforesaid

Liber B.
No. 3.

In Aprill Court 1654 Lieutenant W^m Lewis acknowledged a Judgment against himself for the payment of 810^t of Tob due to Cap^t John Barriffe for which the Said John Barriffe hath reced no Satisfaction, It is ordered that Execution be awarded on the Said tob except 3^t which Barriffe is to allow for Court Charges at the Court Aprill 11th 1654.

Henry ffox being Credito^r to the Estate of ffrancis Poesey deceased as by a Judgment in Court acknowledged by the S^d Poesey appeareth Sueth for Administracōn on the S^d Estate which is Granted.

If Cornelius Canada doth not Satisfie unto George Skipwith for a boate Saile and oares, which Skipwith borrowed of Thomas Davis for Richard Recklesse by the next Court the S^d Canada being Security for Recklesse appearance at the last Court: And the Said Recklesse not appearing The Court ordered that a proceeding Should be against Canada, then an Execution to be awarded agst the Said Cannada.

Attachm^t is Granted to Henry ffox upon the Estate of Thomas Hamond for 1166^t of Tobacco and Caske by Bill from the said Hamond to the said Henry ffox to be responsible to the said ffox upon the said Hamonds appearance or Legall Determination

It is ordered that Cap^t John Smith Shall be Constituted p. 142
Muster Master Generall for S^t Maries Potomock and Putuxent Counties, And is hereby Impowered to exercise the said office in as large and ample manner as hath been formerly practiced by such an offic^r and as the present occasions doe or may require here.

It is ordered that Cap^t John Smith doe take what Care he p. 143
may Concerning the Estates of Delinquents which are Sequestred in Putuxent and Potomock and S^t Maries to take an Inventory thereof and use such prudent means to save Indamnified the said Estates as he shall think fitt untill further Order Come from the Governour & Councell under his highness the Lord Protector.

ffrancis Brooke plt
Henry ffox Defendant }

The plantiffe having made it appear to
the Court that the defendant is indebted

Liber B. unto him the Summe of 3650^l of Tob and Caske the defendant
 No. 3. having Liberty to discompt and having discounted 1391^l of
 Tob out of the aforesaid Summe It is ordered that the Said
 Henry ffox Shall Satisfie the remainder which is 2259^l within
 tenn dayes, with Court Charges or else Execution

Whereas Phillip Land Complaines to this Court that he had
 Severall Goods taken from him when the Soldiers was last at
 Maryland, and desireing that he might have Examined by
 Some Magistrate three or four of that Company, which he
 hath in Suspition, It is thought requisit that he may So doe
 for the recovering of his So Lost; by a Legall Course in Law.

Whereas m^r Thomas Hebden late of this Province of Mary-
 land deceased did before his death by a Certaine Conveyance
 or Deed in trust dated the 13th day of June 1649 Give and
 Make over unto Nicholas Cawseen Barnaby Jackson and Luke
 Gardiner (as feoffees in trust) his whole Estate therein Men-
 cōned to the uses therein Expressed Now know all men by
 these presents That we Lawrence Starkie Esq Successor unto
 Thomas Copler Esq in the Said Deed in trust named Nicholas
 Cawseene and Barnaby Jackson feoffees in Trust aforesaid for
 our Selves and in the behalf of the Said Luke Gardiner the
 other ffeoffee, Doe acknowledge to have had and received of
 Katherne the late wife and relict of the Said Thomas Hebden
 full Satisfacōn and payment for and touching Every part &
 porcōn of the Said Thomas Hebdens Estate whatsoever men-
 cōned or intended by the Said Conveyance or Deed in trust
 appearing upon Record in the Secretaries office of this Prov-
 ince to be Conveyed given or intrusted with or to us or any
 of us or our assignes to any use intent or purpose whatsoever,
 And therefore and of every part and parcell thereof doe
 hereby for ever fully and absolutely acquitt release and Dis-
 charge her the Said Katherne her heirs Executors Adm^{rs} and
 Assignes And all & every other person or persons any way
 thereby Concerned So as they nor any of them Shall not at any
 time hereafter be any wayes Sued Molested or troubled for or
 Concerning the Same or any part thereof. Wittness our
 hands this 9th day of December 1653
 Wittness our hands the 18th day of Nicholas Cawseene
 may 1654 Barnaby Jackson
 William Bretton Luke Gardiner
 Benjamin Gill

Know all men by these presents that I Lawrence Starky of
 St Inegoës having full power from m^r Nicholas Cawseene and
 Barnaby Jackson feoffees of Trust to m^r Thomas Hebden doe
 acknowledge my Self to be fully Satisfied for Such Legacies

as m^r Thomas Hebden did give before his decease, Wittness Liber B.
No. 3.
my this 9th of December 1653

Test p the mark of
Samuell × Harris
the mark of
William O Hurd

Law: Starky

It is ordered by this Court that I, Henry Catchman shall sett p. 145
up for Cap^t Peter Johnson, Thirteen Tunns one hogshhead of
good sufficient Tobacco and Caske, to be all sett up according
to his Condition either at his new or old plantacōn, the Caske
to be all made between this and the first of October next En-
suing, the said Cap^t Johnson to provid whop Timber for the
said Caske, And the said Catchman to make use of the Timber
that is already provided, and the said Catchman to have Lib-
erty to dispose of the residue of the Timber when the afore-
said Caske are finisht.

At a Court holden the 22th of Aug^t 1655

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Present {	Cap ^t W ^m Fuller	Cap ^t Sampson Waring
	m ^r Edward Lloyd	m ^r Tho: Meeres
	Cap ^t Ri: Ewen	

It is ordered that the Sherriffe shall have power and is
hereby impowered to distraine the Goods of all such persons
as shall refuse to pay unto him or his assigns all or any such
ffees as are due to him or shall deny to pay him such To-
baccos as are due by Levies & Secretarys ffees which he is
to receive.
William Ffuller

Mary Hodger the present Executrix unto John Hodger
deceased being through the permittance of Almighty God
intended to mary doth by these presents before the day of
Matrimony make over and give unto her Son John Hodges
one Compleate Suit of bedding that is to Say one feather bed
and bolster and rugg and two blanketts with a Suit of Searge
Curtaines and Vallence trimmed with Silk frence as also a p. 149
fowling piece and an Iron Pott, for the performance of which
particulars; Richard Kanery who is now to mary the S^d Execu-
trix doe bind himself to See the premisses faithfully per-
formed; when y^t the age of eighteen yeares unto which
agreem^t We doe Sett our hands this 12th day of July 1655.
the mark of Richard RK Kanery
the mark of Mary M Hoggen

more to be added one }
Silver Sack Cup & a dram Cup }
In the presence of us
James Veitch. William Stevens

Liber B. No. 3. This Bill bindeth me Richard True of the Province of Maryland Boatwright my heirs Executors Administ^{rs} or Assignes to pay or Cause to be paid unto Arthur Turnor of the Same place his heirs Executo^{rs} Administ^{rs} or Assignes the true & Just Summe of one Thousand Seven hundred forty and Seven pounds of Good Merchantable Tob in Leafe and Caske to be paid at or upon the last of November next Ensuing the date hereof at Some Convenient place on the North Side of Wicockomoco River and for the true and Just performance of the Same I have hereunto Sett my hand this 21th day of ffebruary 1654
 Signed and Delivered in the } Richard x True
 presence of } his marke
 the marke of M Walter Gest

At a Court held at Putuxent the 3^d of october
 1655

present { Cap^t William ffuller m^r Edward Lloyd
 m^r Richard Preston m^r Thomas Meeres
 m^r W^m Durand.

Henry Bullen plfe } The plantiffe declares and proves that the
 m^r Michael Basy } defendant hath killed a Sow belonging to the
 p. 150 plantiffe, and whereas the defendant offereth in Court to deliver a Sow of the like Value to the plantiffe, It is ordered by the Court that the Said Defendant Shall deliver a Sow of the like Value to the S^d plf^t upon Demand & Charges of Court.
 Pet in Court.

Administracon of the Goods & Chattells of John Crabtree Granted to William Stevens Sueing for the Same, And it is further ordered that for the advancement of the Estate being weake the Said Estate Shall be Sold at an outcry for the better Satisfaction of the Credito^{rs}, And that Edw^d Good Shall be paid in the first place for what he Shall make appeare due for Servitude.

Edward Good Sues for payment of eight pounds Sterling due to him from John Crabtree for Service.

William Stevens Claimeth of the Estate of John Crabtree, the Summe of five hundred and Eighty three pounds of Tob:

Alexander Magrudder Claimes of John Crabtree one hundred and Seventy pounds of Tobacco.

Michael Basey Claimes of the Estate of John Crabtree one hundred thirty two pounds of Tobacco as by account appeares.

Mr Richard Preston Claimes upon the Estate of John Crabtree Seven hundred and Ninety pounds of Tob: and Caske. Liber B.
No. 3.

The Difference between Henry Bullen & Michael Basey is referred to the Arbitrem^t of two men to be Indifferently Chosen between them, And that their Award Shall be performed within tenn dayes or Else Execution.

Deposition of Tho: Robinson

Thomas Robinson Sworne Saith that eight pounds Claimed by Edward Good upon the Estate of Jn^o Crabtree his master is due to him for Service T

Be it known unto all men by these presents That I John Hawkins doe give unto William Baten a free discharge of all bills dues bonds reckonings or accounts of what Nature or quality Soever they were of and doe acknowledge to have received full Satisfaction therefore and all other Controversies whatsoever, In wittness whereof I Sett my hand october the 4th 1655 P. 151
the mark of X
Testis. Will^m Moffett John Hawkins
Richard Smith

Be it known unto all men by these presents that I William Baten doe give a free discharge unto John Hawkins of all bills dues bonds reckonings or accounts of what Nature quality So ever they were of and doe acknowledge to have received full Satisfaction therefore and all other Controversies whatsoever In Wittness whereof I sett my hand october the 4th 1655.
The mark W B of W^m Batten

Testes Will: Moffett
Richard Smith

William Stevens Claimeth on John Crabtrees Estate Seventy four pounds of Tobacco for Goods besides the Bills.

Peter Johnson Sayth that he heard John Crabtree Sonne of John Crabtree Say that Eight pounds Sterling was due to Edward Good for Service P I

Michael Basy Convicted in Court for Swearing William Stevens Sworne Saith that this deponent Coming to Michael Baseys house, with James Veitch the Said James Veitch demanding a Grindstone Michael Basy replied he Should not have it, the S^d James Veitch Said Answered that he must have it, to Carry it to the rest of the Goods, The Said Baisey answered you have delivered the Grindstone to me to keep, and Swore Gods, blood I will be the death of that Man that P. 152

Liber B. Shall fitch it away and be Sure you bring a strong Guard along
No. 3. with you

It is ordered that Peter Godson Shall pay unto William Batten the Summ of twelve hundred Sixty two pounds of Tobacco which is in Court Confessed due.

Whereas William Wilkinson Clerk desireth Certificate from this Court Concerning the decease of John Crabtree and John Ramsey the Court having Testimony thereof doe Certifie that the S^d John Crabtree and John Ramsey are departed out of this Life and are dead.

Upon two former orders It appeareth that Phillip Land is indebted to to Katherine Edben the Summe of fourteen hundred ninety Eight pounds of Tobacco, It is ordered that Execution be awarded on the Estate of the Said Land to Satisfie the Said debt of one Thousand four hundred Ninety eight pounds of Tobacco and Charges.

Whereas William Dorrington hath been Employed by the Publick to look unto that Estate of Cap^t William Stone which is made liable by order of Court to Satisfie the Publick Damage upon his late Rebellion, And the Said Dorrington did accept of that Employment and is in it now. These are therefore according to an order of Court the Second day of September one Thousand Six hundred fifty five to require the Said Dorrington to look to all that Estate late belonging to Cap^t Stone in Putuxent, that no part thereof be Imbezeled or Carryed away, And if any Should Come by force to disturb the Said Dorrington in that respect, he is to require aid and assistance to Suppresse any Such riot or force & to repell it And all officers are hereby required to be aiding and assiting therein.

William Durand Secretary

p. 153 William Marshall Sworne Saith that he this Depon^t heard Thomas Ashbrooke and his wife Say that Walter Guest Should put a Graine of Corne in his mouth and make a Vow to God that he would be the Death of Some of them if he Sho^d be punisht at the Court.

William A^{sign} Marshall

Upon the Petition of Elizabeth Smith Sueing for Charges of her husband and herself being Summoned Wittnesses in a Cause depending between Bartholomew Herring p^{lf} & Phillip Hide defend^t and the Said Hide was ordered to pay Charges, It is therefore ordered that the Said Phillip Hide Shall pay

unto the Said Smith and his wife one hundred and twenty pounds of Tobacco for their attendance as Wittnesses Liber B.
No. 3.

Lieutenant William Evans hath openly in Court Confessed himself.

John Sutton Complaineth that he was falsly Imprisoned by Cap^t William Stone and So detained for the Space of Eighteen dayes and Sueth for Satisfaction from the Estate of the Said Cap^t Stone for his damage in that behalf, In regard that the S^d Cap^t Stone is not resident in the Countrey and hath no Attorney Extant, It is ordered that an attachment be issued out in the behalf of the Said John Sutton on the Goods of the Said Cap^t Stone to be liable to Satisfie two thousand pounds of Tobacco to the Said John Sutton if it be by the Court So determined.

Whereas Michael Basy hath abused himself and the Governm^t in Swearing and Violent outrageous threatnings against James Veitch, It is ordered that the S^d Michael Basy Shall pay tenne pounds of Tobacco for Swearing and find Sureties for the Good behaviour.

Mr William Batten Claimes of the Estate of John Crabtree deceased Six hundred and Seven pounds of Tobacco & Caske

mr William Ewen and Mathew Smith have acknowledged in Court themselves to be Sureties for the Good behaviour of Michael Basy untill the next Court and the Said William Ewen and Mathew Smith for themselves and the Said Michael Basy for himself doe bind themselves in the penalty, one hundred pound Iointly and Severally for the performance of the Said Good behaviour

Michael W Basy Signe
William Ewen
Signe Mathew x Smith

P. 154

At a Court holden the fifth day at october 1655

Present	{	Cap ^t W ^m fuller	mr John Hatch
		mr Will ^m Durand	mr Woodman Stockley
		mr Edward Lloyd	mr Thomas Meeres

Whereas James Berry hath been Convicted of Severall Subscriptions against the present Government tending to Sett up & abett a false and usurped power of Cap^t Stone ; It is ordered that a fine of two Thousand pounds of Tobacco be imposed upon the Said James Berry to be Levied upon his Estate to the protecto^r and that he Shall abide in the Sheriffes Custody untill he Shall give Security for the paym^t thereof:

Liber B. It is ordered That Rob^t Taylor being Convicted of Subscribing
 No. 3. to a Petition against the present Government Shall pay one
 Thousand pound of Tobacco and Caske to the Lord Protector
 and abide in in the Sheriffes Custody untill he Shall give
 Security for the payment thereof.

Cap^t Peter Johnson hath appeared in Court and undertaken
 as Security for m^r James Berry to pay two Thousand pounds
 of Tobacco to the publick

Peter Godson being Convicted of Stealing a bodkin from
 the wife of John Hambleton and Concealing the Same Shall
 according to the Act of Assembly Shall restore four fould in
 Silver which is four Shillings and Six pence to the defend^t with
 the Charges of Court being four hundred and Sixe pounds of
 Tobacco

William Stockden Claimes of the Estate of John Crabtree
 deceased the Summe of fifty one pounds of Tob. which he hath
 proved in Court.

P. 155 It is ordered that Cap^t Peter Johnson Shall be Satisfied out
 of the Estate of Cap^t William Stone for all Such Charges &
 Damages as he Shall make appeare to be due to him upon a
 false Imprisonm^t and in the mean time an Attachment to be
 awarded upon the Goods & Chattells of the Said Cap^t Stone
 to the Value of four thousand pounds of Tobacco to be liable
 to Satisfie the Said debts if it be So determined by the Court

William Bramhall having been formerly Convicted of Sub-
 scribing to a Rebellious Petition, and now againe hath Sub-
 scribed another to that effect, It is ordered that the S^d Bramhall
 Shall be at the Charge of building a pair of Stocks and See it
 finished within one Month, And that the Sheriffe Shall Cause
 this order to be performed

John Wade and William Evans acknowledge themselves
 indebted the Summe of three thousand three hundred pounds of
 Tob: and Caske to be paid to this present Court, or to whom
 they Shall appoint to receive for the publicke use, which Tob:
 is to be paid at the plantation either of the Said John Wade or
 William Evans upon Lawfull demand for the which payment
 they bind themselves in the presence of the Court in the pen-
 alty of Sixe thousand pounds of Tobacco to be paid as aforesaid

John Wade
 William Evans

Whereas Peter Sharp Complaineth that he is damnified the Summe of three thousand pounds of Tobacco by Cap^t Stone and his Complices who tooke divers armes and Provisions from the Said Peter Sharp at his house, It is ordered that an Attachment be awarded at the Suit of the Said Peter Sharp on the Estate of the Said Cap^t Stone to be Liable to Satisfie the Said debt if upon prooffe it be So determined

Liber B.
No. 3.

M^r Edmund Stokeley is Security for Robert Taylor to pay Seven hundred pounds of Tob & Caske to the publick use

Cap^t John Price and Cap^t Iosias Fendall have acknowledged in Court that Gunnes were taken away from m^r Sharpe by the Souldiers under Cap^t Stone

m^r James Berry his ffine of two thousand pounds of Tob to the publick is Remitted to one Thousand.

p. 156

Robert Clarke gent hath openly in Court Confessed himself to be a Roman Catholick owning the Popes Supremacy

Whereas Robert Clarke gent being fined tenn thousand pounds of Tob to the Lord Protector for the Publick as by order of Court holden at Providence appeareth and being required to give Security according to the Said order pleadeth his debility of Estate; The Court doth accept of three thousand pounds of Tobacco and Caske out of the Bills in the hands of Iames Veitch, And the Plantation of the Said Robert Clarke Scituate in Brittaines Bay in full of the Said debt by fine.

Lieutenant Banks having been formerly Convicted of appearing in armes on the behalf of Cap^t Stone against the Lawfull Government of the Province, and left upon his Good Abearance, And hath againe done Something to to obstruct the Choice of the Burgesses, It is ordered that he Shall find Sufficient Sureties for his Good abearance to the Publick Governm^t and to all the people thereof.

Cap^t Peter Johnson is Security for the Said Lieuten^t Banks according to the order.

Whereas Cap^t Price was fined thirty thousand pounds of Tob in relation to his Rebellion with Cap^t Stone agst the present Government, And hath Since pleaded that he is antient, and his Estate not able to pay the Said fine It is thought fitt by the Court to Order that if the Said Col Price Shall Securely & Certainly pay tenne thousand pounds of Tobacco and Caske upon Lawfull demand it Shall be Satisfactory, but in Case he

Liber B. Shall make default therein, to be Liable to the Said full Summe
 No. 3. of 30000

It is ordered that if Owen James being fined five thousand pounds of Tobacco to the publick & pleading his inability, Shall pay three thousand pounds of tob: and upon payment
 P. 157 thereof Shall be discharged, It is Agreed by the Court that one thousand pounds of Tobacco which the Said Owen James oweth at Severne Shall be allowed out of the Said three thousand.

It is ordered that an attachment be awarded on the estate of Cap^t William Stone to be Liable to Satisfie unto William Chaplyn the Value of five Gunnes and other provision if he Shall make it appeare to be due upon a Legall determinacōn

It is ordered that m^r Batten's Servant being taken Captive in the last Rebellion by Cap^t Stone and his Complices Shall be restored to his Master.

Thomas Mathewes hath openly in Court Confessed himself to be a Roman.

An Attachment is Granted to Ismael Wright to the Value of two thousand pounds of Tob: on the Estate of Cap^t William Stone So much as he Shall make appeare due to him to be Satisfied upon Legall determination

Thomas Mathews being found in the last Rebellion of Cap^t Stone and his Complices, Shall find Sureties for the Good abearance to the present Government.

Robert Clarke Gent hath in open Court aliened and assigned all that parcell of Land belonging to the Said Robert Clarke Scituate lying and being in Brittaines Bay upon Patomock river to the publick use, and all the Edifices Commodities and Appurtenances to the Said Land any wayes belonging And doth undertake to deliver up the Patent of the Said Land to the use aforesaid and to Vouch the Assignment & alienation thereof.

Robert Clarke

William Mills undertaketh in Court to be Surety for Thomas Mathewes for his good abearance to the present Government and the people under the Same in the penall Summe of one hundred pounds Sterling

W^m Mills

William Boreman Confesseth in Court that his a Roman Catholick and that he was borne and bred So

William Boreman being Convicted of Compliance with Cap^t William Stone in the last Rebellion Submitteth himself to the Mercy of the Court, And thereupon remitteth the publick offence, but amerceth him to pay one thousand pounds of Tobacco towards the damage Sustained by the Said Rebellion and to remaine in the Sheriffes Custody untill the Said Boreman Shall pay the Said Summe or give Security for the payment thereof

Liber B.
No. 3.
p. 158

Nathaniell Burroughes engageth himsell in Court as Security with the Said William Boreman for the payment of the fine abovesaid and for his Good abearance to the present Government in the penalty of one hundred pound Sterling.

Nathaniell Burroughes

It is ordered that an Attachment be issued out on the Goods & Chattells of Cap^t William Stone to the Value of four thousand pounds of Tob: and Caske to be liable to Satisfie So much to m^r William Parker if So much Shall appeare due and it be So determined by the Court.

It is ordered that an Attachment be issued at the Suit of Richard Preston Attorney of Thomas Potter of London Merchant on the Estate of Mathew Stone to be liable to Satisfie unto the Said Potter three hundred Seventy four pounds of Tob due by Specialty

It is ordered that an Attachment be issued on the Estate of Mathew Stone at the Suit of Will^m Batten to be liable to Satisfie unto the Said Batten the Summe of three hundred and twenty pounds of Tob and a Gunne if it So appeare and be determined by the Court.

Whereas Josias Fendall gent hath been Charg'd in the behalf of many of the Comōns Inhabitants of Maryland by their Declaracōn Exhibited in Court, That he the Said Josias Fendall Contrary to his oath taken to the present Government of the S^d Province Hath openly acted to the disturbance of the publick peace & Government of the Said Province for that end assuming a pretended power from Cap^t William Stone to the great hindrance of the publick affairs and to the distraction and Damage of the people. To which Charge the Said Josias Fendall having full and free liberty to Answer hath made no Sufficient plea to traverse or make void the Said Charge but rather disowning the power of the Court, It is therefore ordered by this present Court that in regard the Said Josias Fendall hath & Still doth give Iust ground of Suspicion

p. 159

Liber B. of his dangerousness to the publick peace of this Province, if
 No. 3. he Should enjoy his liberty, He the Said Iosias Fendall Shall
 goe to the place from whence he Came a prisoner and there
 abide in Safe Custody untill the Matters of Governm^t in the
 Province of Maryland Shall be further Settled and fully deter-
 mined by his highness the Lord Protector of England and
 Councell of State upon a Legall hearing, To which also the
 Said Josias Fendall doth Consent in Court

Henry Parnell hath appeared in Court holden at Putuxent
 the 8th of october 1655 in the behalf of Edward Packer as
 Security for the payment of a fine Imposed upon the Said
 Packer of five thousand pounds of Tobacco and hath intreated
 the Court to Mittigate the Said fine, who thereupon have
 remitted one thousand pounds of Tob of the Said fine, And
 the Said Henry Parnell doth in the presence of the Court En-
 p. 160 gage himself with the Said Edward Packer to pay four thou-
 sand pounds of Tobacco and Caske unto the Publick upon
 Lawfull Demand
 Henry Parnell

Henry Parnell in the behalf of Job Chandler gent engageth
 himself to this present Court, That the S^d Job Chandler Shall
 be an appeare ready at the house of the Said Henry Parnell in
 Wicocomoco river upon the last day of october Instant, To
 attend Such order as this Court Shall Committ to Such persons
 as they Shall think fitt to Execute the Said order against the
 Said Job Chandler Concerning his fine of fifteen thousand
 pounds of Tobacco to the publick imposed & yet to be Levied
 on the Estate of the Said Job Chandler
 Henry Parnell

Whereas James Waker by a writing under his hand Con-
 fesseth Certaine debts to be due to Georg Burbage, And it
 appeares by Bills Exhibited in Court that the Said debts
 amount unto twelve hundred and fifty pounds of Tobacco, It
 is ordered that the Said James Waker having appeared by an
 Attorney, and had Liberty to defend himself in the Said plea
 of debt and brings nothing to traverse the Suit of the plf, but
 on the Contra'y acknowledgeth, Shall pay the Said twelve hun-
 dred & fifty pounds of Tobacco to the Said George Burbage
 or his Assigns and Charges Expended in the Suit

Whereas Phillip Land was arrested at the Suit of John Bar-
 riffe, Attorney of ffrancis Emperour, and the Said Land avoided
 to Answer the Suit, It is ordered that an attachment be issued
 on the Goods & Chattells of the Said Land to be liable Satisfie
 two thousand Seven hundred and fifty pounds of Tobacco to
 the S^d Emperour, if it be So determined, And the Said Land
 is to appear at the next Provinciall Court

John Barriffe Attorney of ffrancis Emperor arrested John Cornelius for debt, And the Said Cornelius being Sick and not able to Come to Court desireth a Reference to the next Court, It is ordered that if the S^d Cornelius doe not appear at the next Court, Judgment Shall proceed against him. Liber B.
No. 3.
p. 161

The Suit depending between Richard ffloyd p^{lf} and William Johnson def^t is referred to the determination of the next Court.

John Dandy hath openly Confessed in Court that he is a Roman Catholick.

Whereas John Dandy hath been found Culpable in Compliance with Cap^t William Stone and his Complices in the late Rebellion against the present Governm^t and is Convicted thereof And hath Submitted himself to the Mercy of the Court, It is ordered that the Said John Dandy Shall be amerced the Summe of two Thousand pounds of Tobacco towards the Satisfying of the publick damage.

Upon the Humble Petition of William Ewen his fine of two thousand pounds of Tobacco is remitted to one thousand

John Pyle Confesseth himself in Court to be a Roman Catholick and hath acknowledged the Popes Supremacy.

It is ordered that John Jarbo and James Langworth being Convicted of acting with Cap^t William Stone in the late Rebellion against the present Governm^t And having found favour in respect of their being drawn into that engagement not willingly as they plead, It is ordered that each of them Shall pay one thousand pounds of Tobacco towards the publick damage Sustained by means of the Said Rebellion and Secure the payment thereof.

Execution is Granted at the Suit of Cap^t John Smith for fifteen hundred pounds of Tobacco due to him from Cornelius Johnson.

October 12. 1655

Received of Cap^t William Fuller eleven Gunnes and tenne Locks in full discharge of all Such Gunnes and Locks as were taken from the Shopp of John Dandy after the last Rebellion of Cap^t Stone and his Complices I Say the day and Yeare p. 162
abovewritten, The Said Gunns and Locks were taken by Cap^t Smith and Some others with him

Signed & dd in the presence of
W^m Durand, Josias Fendall

John D Dandy
Sign

Liber B. This Bill bindeth me Thomas Marsh my heirs Execut^{rs} Ad-
 No. 3. ministrato^{rs} and Assignes to pay or Cause to be paid unto
 William Allen his Assignes the full and Just Quantity of thirty
 Sixe thousand pounds of Sound bright large Merchantable
 Tobacco & Caske to pay at all demands and not to lye above
 foure leagues distant from the now dwelling house of of the Said
 m^r Marsh In Wittness whereunto I Sett my hand this Seven-
 teenth day of ffebruary 1653

Tho: Marsh

Attestantibus
 William Stone
 Tho: Hatton

These presents Wittness that I Phillip Land do Substitute
 and ordaine my well-beloved friend m^r James Langworth to
 be my true and Lawfull Attorney in all Causes whatsoever in
 my Name and for my use to receive of any person or persons
 that is indebted unto me both Summes of Tobacco or other
 Goods either by bill or Accompt and likewise to acquitt & dis-
 charge any person or persons upon payment, and likewise I
 give unto my Said Attorney full power to arrest implead and
 recover by law any debt belonging to me. Giving and Granting
 unto my Said Attorney as much power and Authority as any
 Attorney ought to have, And what my Said Attorney Shall doe
 in the premisses I doe by these presents Ratifie Confirme and
 allow as if I were personally present my Self. In wittness
 whereof I have hereunto Sett my hand & Seale this 20th of
 decemb 1655
 Phillip Land

Signed Sealed & delivered in }
 the presence of }
 Robert Greene
 Geo: Goodrick

p. 163

At a Provinciall Court holden the 26th day of
 December 1655.

Present { m^r Rich: Preston m^r Michael Brooke m^r John Potts
 { m^r W^m Durand m^r Woodman Stockley.

M^r John Norwood Sheriffe of Providence hath Petitioned
 this Court, That Whereas W^m Evans is indebted unto him by
 Bill 1500^l of Tob & Caske, Thomas Trueman 350 Cap^t William
 Stone 820 m^r Job Chandler 500 Edward Packer 1260 Geo:
 Tompson 450, Robert Clarke 1660, Henry William & John
 Cosey 2000 for ffees & Charges due to him from the Said
 persons when they were prisoners upon the last Rebellion of
 Cap^t William Stone (as the Said Sheriffe hath deposed in

Court, It is ordered that if the Said persons Shall not Satisfie the aforesaid Severall Sumes of Tobacco to the Said John Norwood upon Lawfull demand, the Sheriffe of those Counties Shall have power to make Seizure by way of distress of the Said debts and deliver the Value thereof to the Said Norwood or his Assignes

Liber B.
No. 3.

It is ordered that William Hunnington Shall be allowed his Corne and Clothes from the publick account of fines in regard he last Served the publick

Griffin George Sueth for 500^l of Tob due to him from Thomas Trueman for Corne which the Said George Sold to the Said Trueman as appears by the oath of John Tawney in Court, It is ordered that an attachment be issued on the Goods of the Said Trueman for the Said Debt untill the Said Trueman Shall appeare to Cleare the Said attachment in Court, or that the Court Shall give further order thereupon.

p. 164

It is ordered that the Estate of John Crabtree Shall pay to Ismael Wright 300^l Tob for diett & Accommodation in his house in the time of Sickness

It is ordered that Alexander Magrudder Shall be allowed from the Estate of John Crabtree 166^l of Tob.

John Milain Merchant hath assigned 500^l Tob & Caske in the hands of William Ewen to be paid to the publick for his default in not performance of an Act of Assembly to the Charge Impended therein.

Whereas Henry Kathman is indebted unto W^m Batten 717^l Tob & Caske, It is ordered that the Said Katchman Shall pay the Said Tob within twenty dayes or otherwise Execution to be awarded.

Whereas Cuthbert ffenwick was in his life time indebted unto George Mees Merchant the Summe of 1958^l Tob & Caske It is ordered that the Administratrix of the S^d Cuthbert ffenwicks Estate Shall pay the Said Tobacco Except it Shall be made appeare before the last of January next that the Said Summe or any part thereof be Satisfied.

Attachment is Granted at the Suit of Henry Mees on the Goods and Chattells of Lawrence Starcky for 700^l Tob & Caske due to the Said Mees by Specialty.

Liber B. one hundred acres of Land is Granted to John Davies upon
No. 3. the Easterne Side of Hunting Creek Joyning to the Branch
 near the house of Iohn Little

Iohn Boone acknowledgeth in Court to Serve William
Bramale two yeares.

Whereas it appeareth by the Depositions of Richard Dawton,
Martin Seuet and Peter Grant & Katherine Hore that ffrancis
Harvey went into the Store of Iohn Milam Merchant to the
Losse of 750^l of Tob in Goods as appeare by account and oath
of the Said Milam; It is ordered that Iohn Danby who under-
tooke to Iustifie any of his family, in any thing that Should be
laid to their Charge Shall pay the Said Tobacco to the Said
John Milam or his Assignes.

Whereas Iohn Milam Merchant hath injured Ann Danby in
arresting her upon an Action of Felony, when as yet no Evi-
dence thereof appeareth, It is ordered that the Said John Milam
Shall acknowledge in Court his Miscarriage against the Said
Anne Danby & pay Charges of Court

Whereas Anne Danby hath Scandalized Iohn Milam Mer-
chant Saying that She heard he Should Say, That he would
hang up men at the Yards Arme, for there was no Law in the
Countrey, It is ordered that She Shall acknowledge in Court
her offence against the Said Iohn Milam, with which the Said
Milam was Contented.

It is ordered that the action depending between Peter Sharp
Chirurgion p^lf & Peter Godson defendant wherein the p^lf
Chargeth the defendant with killing a Man by taking too much
bloud from him, Shall be referred to the next Provinciaall Court,
when men of Skill and ability Shall Iudge of the Action, what
the Said Peter Sharp did Administer in Phisick or Chirurgery
to Cap^t John Smith in the time of his Sicknes, who is the
party mentioned to have been killed as aforesaid.

Whereas by Act of Assembly four pounds of Tobacco p Poll
is due to the Muster master Generall Cap^t Iohn Smith, It is
ordered that the Sheriffs of the Severall Counties Shall
levy the Said four pounds of Tob p poll and pay the Said
Levy unto the assignes of the Said Cap^t Smith this present
yeare for reliefe of the widdow

It is ordered, That if the hogs in Controversy between
Robert Taylor and Henry Keanie Shall not Come in between

this and March next, the losse and Court Charges to be Equally borne between them Liber B.
No. 3.

John Hiat Servant to Thomas Trueman is Seized for the payment of part of a debt of 5000^l Tob & Caske due by fine to the publick, And the Said Hiat hath acknowledged in Court that he hath five yeares to Serve which is approved due to the publick upon the Accompt aforesaid. p. 166

John Hambleton Sueth for Cattell due to his wife Temperance daughter of Richard Moore deceased is Referred to the next County or Provinciaall Court who are by this order required to Consider and determine what Shall be found due to the Said Temperance an Orphan and also the rest of the orphans Estates, which is So ordered in regard the Evidence of the Said due to the Orphans is not ready in Court.

The Action depending between John Corneliouson & Francis Emperor Concerning 1900^l of Tob by Bill alledged by the Attorney of the Said Francis Emperor to be Still due to John Albertson from the Said Corneliouson is referred to the Court in March next, In regard Some Evidence appeares that the bill is paid, and yet the Bill Extant.

It is ordered that Alce Griffin Administratrix of her husband's Estate Shall pay to Richard Bennett Esq or his Assignes 1157^l tob and Caske due by Specialty acknowledged in Court, upon Lawfull Demand.

Court Decemb 26. 1655

Be it known unto all men by these presents that I Francis Emperor of Elizabeth River Merchant doe make and ordaine my wellbeloved friend Cap^t Iohn Barriffe my true and Lawfull Attorney to ask demand Levy and Recover of Phillip Land all Such debt or debts as appeares by Bill to be due to me & also from Iohn Cornelison and in Case of non payment, I Give my Said Attorney full power and Authority in my Name and Stead to Sue for and recover the Same as full as if I my Self were present Wittness my hand this 14th day of December 1654 in Virginia p. 167

Testes : Geo: Swauley
W^m Whitby

Fracis Emperor

Attachment Granted to m^r Ri: Preston on the Estate of Cap^t William Stone to be liable to Satisfie unto the Said Richard Preston the Summe of Twenty nine pounds tenn Shillings Sterling for Gunnes and Amunition taken frō the house of the

Liber B. Said Ri: Preston by Iosias Fendall one of Cap^t Stones officers
 No. 3. and Complices in the last Rebellion If the Generall Provinciaall
 Court Shall So determine

Thomas Arley was arrested in the behalf of his
 Highness the Lord Protector and these Deposi-
 cōns following were taken in Court Dec 26

Elizabeth Potter Sworne Saith that about the later End of
 September Thomas Arley Comeing to her husbands house he
 askt the Said Arley assurance for the land which this Depon^{ts}
 Husband bought of Edward Hall the Said Arley answered he
 would give him none, This Depon^t Said that he Should give
 us assurance The Said Arley replied there was no law nor Gov-
 ernm^t in Maryland, This Depon^t Answered that there was both
 Law and Governm^t if we would go to Putuxent for it, He
 replied that Putuxent men did not grant true Iustice, And for
 Fuller he durst not Call a Court And that the Governour of
 Virginia had Sent order to the Contrary and would order him
 for what he had done already, This Deponents husband replied
 that he hoped, that neither the Governour of Virginia or any
 other would deny men their due

p. 168 Martin Kirke and Mary his wife Sworne Say That Thomas
 Arley in the hearing of these Deponents, that he did not
 acknowledge any Government in Maryland nor Iustice nor
 offic^{rs} nor none he would obey.

William Watson Examined Saith that he had a warrant
 from Cap^t William Stone to publish a Proclamacōn, with one
 Medcalf appointed Sheriffe by the Said Cap^t Stone, And also
 to read and tender a Letter of Submission to the Governm^t of
 the Said Cap^t Stone to be Subscribed by the people

M^r Iohn Pott hath acknowledged in Court himself to be
 Security for W^m Watson to appeare at the next Provinciaall
 Court to answer what Shall be objected against him in the
 behalf of the Lord Protector and for his Good abearance in the
 mean time

Thomas Iger Complaineth that he hath paid unto Peter
 Godson Tobacco for a Cure the Said Godson undertook to
 performe on the Said Iger and hath left him worse then he
 found him. It is ordered that the Said Godson Shall pay him
 his Tobacco back againe except he perform his undertaking.

Whereas Henry ffoxe is indebted unto Phillip Land five
 thousand five hundred pounds of Tobacco by Specialty, It is

ordered that the Henry ffoxe Shall pay the Said debt within
Twenty dayes, otherwise Execution to be awarded. Liber B.
No. 3.

Whereas Edward Lindsey is indebted to Phillip Land in the Summe of Eight hundred Seventy four pounds of Tobacco, and being arrested to this Court thereupon and hath not appeared, It is ordered that if the Said Lindsey doe not Satisfie the Said debt or appeare at the next Provinciaall Court to answer the action, The Security of the Said Lindsey for his appearance at this Court Shall be liable to the paym^t of the Said debt. p. 169

Whereas ffloyd plf hath arrested W^m Iohnson to appeare at two Severall Courts and hath not appeared to declare against the defendant, It is ordered that the plf Shall be nonsuited and pay two hundred pounds of Tobacco to the defend^t for his Charges.

It is ordered that the Inhabitants of the Counties of S^t Maries and Potomock & Putuxent having made default in payment of the Publick Levies due the last year Shall bring the Levies to Such Convenient places & by the Sheriffe Shall be appointed.

Attachment Granted to Stephen Benson on Cap^t Stones Estate for 300^l Tob for being kept tenne days by the Said Cap^t Stone in the last Rebellion.

It is ordered that Execution be awarded on the Estate of all Such as Shall refuse or delay to pay the publick fines

It is ordered by this Court for the more Exact^r pformance of the Sheriffes office, That Cap^t Sampon Waring and Iames Veitch being Elected and Sworne to Execute the office of Sheriff and undersheriffe for the Counties of Putuxent S^t Maries and Potomock Shall enter into bond with Such Security as the Court or Commission^{rs} Shall like of for the due performance of the Said office of Sheriffe for the precincts aforesaid

m^r Iohn Norwood & The Said Cap^t Sampson Waring have entred into bond of 1000^l to the Lord Protector that the S^d Cap^t Waring Shall well duely performe the Said office.

Cap^t Peter Iohnson m^r ffrancis Brookes & are Security p. 170
for the Said Iames Veitch that he Shall give a Good account of the Said office in what is past and duely to Execute the Same for time to Come.

Liber B. Upon the Petition of Mary Smith widdow late the wife of
 No. 3. Cap^t Iohn Smith Sheriffe: It is ordered that Iames Veitch the
 Undersheriffe Shall give an account of what fees are due to
 the Said Cap^t Smith upon demand.

John Tawney belonging to the Estate of Tho: Trueman
 being Seized for part of Satisfaction of a fine of 5000^l of Tob
 imposed upon the Said Trueman in his Compliance with Cap^t
 William Stone in the last Rebellion, Is Disposed and assigned
 to Cap^t Peter Iohnson for Eleven hundred pounds of Tobacco
 p. 171 and Caske to be paid to the publick, which is with the Con-
 sent of the Said Servant in Court.

Whereas Simon Bird Servant to Thomas Trueman having
 Served his time with the Said Trueman demands his Corne
 and Clothes &c, It is ordered, That the Estate of the Said
 Trueman Shall Satisfie the Said Corne and Clothes after the
 fine of 5000^l due to the Publick is Satisfied, And that the Ser-
 vant may have Speedy reliefe, It is ordered that the Estate of
 the Said Trueman Shall be Speedily Valued by the Sheriffe
 by the oaths of two honest and indifferent men, So that the
 Said fine may be Satisfied the Servants due performed and the
 Remainder of the Estate returned to the Said True or his
 Assignes

Whereas Phillip Land Standeth indebted unto Hugh Gale
 by Specialty Summe of 2750^l Tob and Caske and Francis Em-
 peror Administrato^r to the Estate of the Said Gale, hath Sev-
 erall Courts prosecuted the Said Land, and this present Court
 obtained a Iudgment for the Said debt and 390^l Tob Charges
 It is ordered that if the Said Land Shall not within Twenty
 dayes make appeare the Said debt or any part thereof paid
 before m^r Ri: Preston, That then the Execution Shall proceed

This Bill bindeth me ffrancis Vandan my heirs Executors
 Administrators or assignes or Lawfull Attorney to pay or
 Cause to be paid unto William Brown or Iohn Thimbleby
 their heirs Executors or Assignes or Lawfull Attorney the full
 and Iust Summe & quantity of Seven hundred and tenne
 pounds of good Sound Merchantable Tobacco in leafe with
 Sufficient Caske due to be paid from the Said Vandan unto
 the Said William Browne and Iohn Thimbleby at Some Con-
 venient place either in Maryland or Virginia upon the tenth
 day of November now next Ensuing in the yeare of our Lord
 God 1655, And in the true performance hereof I the Said
 Vandan have hereunto put my hand this tenth day of Aprill,
 Francis Vandan

Teste x Iohn Medle's Marke

Recorded for Iohn Medley
Bill of Lawrence Starchy.

Liber B.
No. 3.
p. 172

This Bill bindeth me Lawrence Starkey of S^t Inegos in the Province of Maryland gent me my heirs Executo^{rs} Adm^{rs} or Assignes to pay or Cause to be paid to m^r Henry Corbyn of the City of London Merchant his heirs or Assignes the full and Iust Summe or quantity of four hundred & two pounds of Neat Tobacco and Caske to be paid upon demand as Wittness my hand the day and yeare abovewritten

Law Starcky

Test Raphe Crouch

Bought of Henry Corbyn 13th of May 1654.

1 broad axe at	030.	1 ^m of 4 ^d Nailes at	020
1 lathing Hammer at	010.	500 of 20 ^d nailes at	050
2 pair of Shoes	030.	2 felling axes	030
3 pair of Stockings	036.	2 padlocks & Staples	040
2 ^m 6 ^d Nailes	060.	1 Narrow hoe at	015
Sume is 321 Tob			

This Debt I acknowledge and promise to pay to him or his Assignes the 10th of November 1654. Wittness my hand

Wittness

Lawrence Starky

Fr: Fitzheibet.

This Bill bindeth me Iob Chandler of Portobacco merch^t to pay or Cause to be paid to Henry Corbyn of London merch^t or to his Assignes the full Sume of one Thousand and one hundred Musk ratts Skins upon the tenth day of Novemb next ensuing the day of the date hereof, The which paym^t well and truely to be made and performed, I bind my Self my heirs Executors and Administrators firmly by these presents, In wittness whereof I have hereunto Sett my hand and Seale this three and twentieth day of Iune 1654

Teste Henry Coursey

Iob Chandler

Iohn Grammer his mark for Cattell and hogs, a Crop on the Right Eare and a Swallow taile or fork on the left

Iohn Norton his marke for Cattell and hogs, 2 Slitts on the Right Eare and a piece Cutt out under the Same eare, a Slitt on the left Eare and a piece taken off under the Same Eare

William Durand Secret

This Bill bindeth me S^r Hen: Chicheley of Rapehanock in p. 173 Virginia knight my heirs Executors Administrators and Assignes to pay or Cause to be paid unto Thomas Cornwallies of

Liber B. Maryland Esq his heirs Executors Administrators or Assignes
 No. 3. the full and Iust Summe of Two Thousand weight of Good
 Sound leafe Tobacco and Caske, without ground Leaves of my
 own Crop at or before the 10th of November which Shall be in
 the yeare of our lord 1654 for and in Consideration of a Brown
 Bay horse, to be delivered unto Cuthbert ffenwick gent or his
 assignes, at or before the departure of the Said Tho: Corn-
 wallies for England. Wittness my hand this 7th of November
 1653

Wittness Richard Hotchkeys
 Iohn Antderton

Hen: Chicheley

p. 174

At a Provinciaall Court held at Putuxent the 20th
 of March 1655.

Present { Cap^t William fuller. M^r Thomas Meers
 m^r Richard Preston. M^r Michael Brooke

Whereas Cap^t William Mitchell Sueth unto this for a Writt
 of Error upon a Iudgment past against him in a Suit depending
 between him the Said Cap^t Mitchell and ffancis Brooke which
 Iudgment past the 25th of may 1654 and an Error appearing to
 p. 175 this Court, It is therefore ordered that no proceeding Shall
 pass against the Said Cap^t Mitchell Concerning the Said order,
 but that he have Liberty untill he have the Examinacon of
 Some Wittnesses in England which he is to produce the next
 Shipping

It is ordered that Walter Peake Administrator of the Estate
 of ffancis Vandan Shall be Satisfied out of the Said Estate
 what he Shall make appeare due the next Court.

Whereas it appeares to this Court that Iohn Crabtree
 deceased dyed possessed of a Cow which did properly belong
 to Peter Iohnson the Son of Cap^t Iohnson, It is ordered that
 the Said Cowe be delivered againe unto the Said Peter Iohn-
 son as his own proper due.

An Attachment is Granted unto Iohn Bagby upon the
 Estate of Daniell Morley to be responsible for 669^l of Tobacco
 and Caske upon Legall Determination.

Whereas Thomas Orley was arrested to appeare at this
 Court upon Severall Actions, and his Security having in their
 Bond which was for his appearance, It is ordered that the Said
 Orley Shall Stand Committed untill he give Security to Answer
 Such Suits as is now depending against him at the next Court.

Whereas Bassill Little Merch^t hath had divers Goods taken out of his Store, and the person who tooke them being Escaped, Soe that there Can be no Legall pceedings against the person offending, It is ordered that the Said m^r Little Shall receive his Goods againe of the Sheriffe, Such of them as is in his Custody, & be therewith Satisfied in regard he refused to Enter into Bond to prosecute against the Malefactor

Liber B.
No. 3.

Whereas it is Vehemently Suspected upon the Accusation of Daniell Morley that Cornelius Cannady was Confederate with the Said morely in Stealing of Goods from m^r Little Merchant and Severall other Misdemeanors, It is ordered that the Said Cannady Shall stand Committed untill he give Bond with Security for his good abearing.

p. 176

Whereas by a former order Peter Godson was Injoyned to make a Cure of Thomas Ager or else to Repay the Tobacco which he had received in Satisfaction of his Cure, And it appearing to this Court, that he the Said Godson hath not performed the order, It is now ordered that the Said Godson Shall Repay the Said Tobacco which is 600^t and Caske or Else Execution.

Whereas Peter Sharp arrested to this Court m^r Willm Battin in an Action of debt and the Said Battin Not appearing neither by himself nor Attorney, It is ordered that the Said Sheriffe Shall bring forth the Said Battin to Answer the Said Suit at the next Provinciaall Court or Else order to pass against the Sheriffe

Whereas m^r William Batten arrested to this Court Bartholomew Bloome and the Said Batten not appearing by himself nor Attorney a nonsuit is Granted to the Said Bloome def^t with 20^t of Tobacco for his Charges

At a Court held at Putuxent the 21th of march
1655

Present { Cap^t William ffuller. m^r Iohn Hatch
m^r Richard Preston m^r Woodman Stockley
m^r Michaell Brooke m^r William Parrett

Administration is Granted to m^{rs} Ann Iohnson upon the Estate of her husband Cap^t Peter Iohnson deceased

Whereas David Stevens Scandalously abused his master m^r Richard Preston as he hath Confessed the Same in open Court, The Court hath ordered that he Shall receive tenn

Liber B. Slashes upon his bare back with a whip and to remaine in the
 No. 3. Sheriffes hands who is required to See the order of Court performed Imediatly.

Whereas Cap^t Waring Sheriffe was by Attachment to
 Attache one hhd of Tob of Edward Booker in the behalf of
 p. 177 Iohn Hawkins and the Said Warring willfully Neglecting to
 doe it, The Court hath ordered that the Said Cap^t Waring
 Sheriffe Shall See that one hhd of Tobacco may be responsible
 according to the Said Attachment

Whereas m^r Thomas Daynes had Iudgment against the
 Estate of George Manners, but as he alledgeth not yet Satisfied
 there being none to Make Answer or defend the Said Estate
 estate, It is ordered p this Court that Administracōn be Granted
 unto the Said Daynes of all and Singular the Estate of the Said
 Manners, not yet disposed of by and according to Law.

Whereas It appeares to this Court that Cap^t Iohn Smith
 deceased stood indebted unto Leonard Strong merch^t for the
 use of William Scapes Merch^t the Sumē of 209^l of Tobacco and
 Caske, It is ordered that the Said Bill be discharged out of the
 Estate of the Said Cap^t Iohn Smith deceased.

Whereas It it appeares to this Court that Cap^t Iohn Smith
 deceased stands Indebted unto Iohn Brown Merchant the
 Sumē of 370^l of Tobacco and Caske by two Specialtys the one
 220^l the other 150^l It is ordered that the Said debt be Satisfied
 out of the Estate of the Said Cap^t Iohn Smith deced

It appearing to this Court 370^l of Tobacco is due out of the
 Estate of Cap^t Iohn Smith deceased unto Ishmael Wright &
 Guy Whitte It is ordered that the Said debt be paid out of the
 Said Estate.

Whereas Iohn Dandy arrested to this Court Christopher
 Cornell and prosecuting the Suit, It is ordered that the S^d
 Cornell be dismissed with 50^l Tob. Damage.

Whereas Iames Veitch Complained to this Court that Iohn
 Hawkins Reced one hhd of Tobacco at the Clifts for which the
 Said Hawkins was to deliver one hhd of Tobacco at Putuxent
 from Iohn knapp which the Said Veitch alledgeth Could not
 be reced, It is ordered that the Said Hawkins Shall, Depossett
 one hhd of Tobacco to be Responsible untill the next Court
 which then is to be Determined.

Whereas Iames Linsey Peticōned to this Court for Administration of the Estate of Benjamin Gill deceased And Whereas Thomas Gerrard Esq hath Caveated to the Court for a demurr of Administracōn till the next Court in Respect it is presumed the Said Gill made a will, It therefore ordered that the Said Lindsey being possessed of the Said Estate Shall give Securitie for his faithfull & diligent Care of the Said Estate & to give an Account thereof at the next Provinciall Court at which Time It Shall be further ordered.

Liber B.
No. 3.
p. 178

Whereas Henry ffox Attorney of Zachary Wade Sueth to this Court for Satisfaction of a debt due by Bill from the Estate of Cap^t Iohn Smith deceased of 240^t of Tobacco & Caske, It is ordered that the Said debt be Satisfied out of the Estate of the Said Cap^t Smith deceased.

It is ordered that the Iudgment of Henry ffox wherein he is Attorney for Cap^t Mitchell held at S^t Maries the 25th of may 1654 be Vacated.

The Suit depending between Iohn Hambleton and William Turner is with Consent of both parties Referr'd to the hearing and Determining of m^r William Parrett and m^r Michael Brooke.

Whereas Robert Clarke Gent hath Petitioned to this Court for Some Reliefe in his Exceeding deep distresse not having any way of Subsistance for himself and Children the Court taking it into Consideration have thought fitt and ordered that the Platation of the Said Clarke formerly made over unto the Publick for part of Satisfaction of a fine Imposed upon the Said Clarke for his late rising up in Armes and other Great Crimes at that time Committed be delivered into the hands of him the Said Clarke for his present Reliefe without w^{ch} he is Likely to Perish, and further if the Said Clarke Sho^d Sell the Said Plantation, that then he is to pay the one half of what it Shall be Sold for in part of the Said fine when it Shall be demanded.

p. 179

Administracōn is Granted to Geo: Mee on the Estate of William Edie and Iohn Preuce deceased.

At a Court held at Putuxent the 22th of March 1655

Present {	Cap ^t William ffuller	m ^r Thomas Meeres
	m ^r Richard Preston	m ^r William Parrett
	m ^r Iohn Hatch	m ^r Michael Brooke

Nonsuit is Granted to Walter Peake Attorney of Iames Langworth at the Suit of Iohn Dandy.

Liber B. Nonsuit is Granted unto Iohn Dandy at the Suit of Walter
No. 3. Peake.

The Court having this day received Information that there is two Runnawayes Servants which Came out of Virginia into this Province, It is ordered that the Sheriffe Shall by the first opportunity presse Boate and men to transport them over the River Potomock to be delivered to the Comander of Chicacone to be bast from place to place or otherwise untill they be delivered to Coll William Claiborne who is Supposed to be Interested in the Said Servants.

Iohn Hambleton is hereby Impowered to take the Estate of Richard Moores deceased into his possession, and that he give Security within tenn dayes that he Shall faithfully Endeavour the Improvem^t thereof for the Children's use and to give a Iust account thereof at the next Court, that further order may be taken therein

m^{rs} Ann Iohnson Confesseth in Court the Receipt of one Thousand pounds of Tobacco & Caske from m^r William Ewen due to the publike by order of Court for his fine

Attachment is Granted to m^{rs} Iohnson against the Estate of Henry Catchmey to the Value of 1000^t of Tobacco to be Responsible for non performance of an order of Court Concerning the Setting up of thirteen Tunnes of Caske untill a Legall Determination.

p. 180 Whereas m^r Durand Secretary of this Province is upon Urgent occasion at present out of this Province Whereby the Records Cannot be duely attended M^r Richard Preston is hereby Impowered and this Court doth order that the Said Preston officiate that office during the absence of the Said Secretary, And alsoe to provide a Clarke to attend the Records and Court

Bassill Little Merchant hath this day, in and at a Provinciaall Court held at Putuxent in the Province of Maryland this 21th of march 1655 openly protested and doth declare against m^r William Barrett of London Merch^t for non performance of a Covenant bearing date the 14th day of September 1655 Concerning the freight of fifty hogsheads of Tobacco.

p Bassill Little

This protest declared before this Court as Wittness our hands Commission^{rs} for the Province of Maryland the Day above written

Signed p { William ffuller. Woodman Stockley. Iohn Hatch
Richard Preston. Michael Brooke.
Tho: Meeres. William Parrett.

By a Covenant between m^r William Barrett of London Merch^t and Cap^t William Watts Marriner of the Ship Hope-
well of London which Covenant and Charter part was that the
abovesaid Watts was to be with his ship in Potomock River
in Maryland in October or before the last of November in the
year 1655 and to take in one hundred and fifty Tunns of To-
bacco & for the non performance of this Covenant and Charter
part I Thomas Iorden in the behalf of m^r William Barrett of
London Merchant, have this day at a Provinciall Court held at
Putuxent in the Province of Maryland the 21th of March 1655
openly protest and declare against the Said Cap^t William
Watts for non performance

Liber B.
No. 3.

p Thomas Iorden

This protest was publickly made before us his Highness
Comicōn^{rs} at a Court held at Putuxent in the Prov: of Mary-
land 21th of March 1655.

William ffuller.	Thomas Meeres.	Woodman Stockley
Richard Preston.	Michael Brooke.	
Iohn Hatch.	William Parrett.	

Know all men by these Presents that I Iohn Dandy of the
Province of Maryland doe Constitute & appoint and ordaine
my wife Anne Dandy my true and Lawfull Attorney for me and
in my Name to Sue Implead receive Recover and Discharge
any one whom I am either plf or defendant, And I give my
Said Attorney as full power as if I were personally present,
And what my Said Attorney Shall doe herein, I doe Ratifie
and allow as Wittness my hand this 17th of may 1655

Wittness Iohn Mettcalfe

the mark of

Iohn IS Shercliffe

The marke of

Iohn A Dandy

Know all men by these presents that I Mary Smith Widdow
Have made Sale unto George Newman my plantation that I
now live upon with all the Housing thereon Erected and built
being one hundred acres of Land the whole dividint Share of
unto the foresaid George Newman his heirs Executors or As-
signes for Ever the Land afore Given formerly unto my late
Husband Cap^t Iohn Smith and his heirs for Ever from m^r
Richard Preston, which Land was Recorded, And do by these
p^{nts} bind my Self my heirs Executors or Assignes for to
Warr^t and to make Good the aforesaid Land unto the afore-
said Georqe Newman his heires Executors or Assignes against
any person or persons that may or Shall now or hereafter Lay

Liber B. any Claime to the aforesaid Land or housing Wittness my
 No. 3. hand this 9th of Ianuary 1655
 Wittness Mich: Brooke Mary Smith
 Thomas Semar
 ffrancis x Abramson
 her mark

p. 182 Know all men by these presents that I S^r William Courtney
 of Newhouse in the County of Wilts Barronett Cont^t of the
 Speciall trust and Confidence which I have and doe Repose in
 Robert Thimbleby of gent Doe hereby Athorize Con-
 stitute and appoint him the Said Robert Thimbleby to be my
 true and Lawfull Attorney for me and in my Name to Enter
 upon all Such Manners Tenements, Lands & Grounds which
 of Right doe belong to me, in the Countrey of Maryland
 beyond the Seas which have happened and accrued to me by
 the death of my mother m^{rs} Elinor Hawley and which are
 Commonly distinguished and knowne by the Names of the
 Manno^{rs} of S^t Ieromes and S^t Helens or by whatsoever other
 Names the Said Manno^{rs} Lands and Grounds are Called
 known or distinguished, Hereby Giving and Granting to the
 Said Robert Thimbleby my Said Attorney full power and
 Authority for me and in my Name to use all Lawfull waies and
 meanes for the Recovery of the possession of the premisses for
 me & for my use, and to Receive the profitts and Revenues
 thereof in as full & ample manner as if I my Self were there
 personally present to doe the Same, he my Said Attorney
 Rending me a Iust and true Accompt of whatsoever he Shall
 doe and Receive touching the premisses by Vertue hereof,
 Given under my hand and Seale this five and twentieth day of
 November one thousand Six hundred fifty and five.
 Sealed & Delivered in the William Courtnay
 p^rsence of Bridg
 Roger Cocham
 George Pultiott

Aprill the first } Iohn Bagby his mark is a Square on the right
 1656 } Eare, a Swallow Tayle on the Left Eare and a
 Nick under the Swallow Tayle

Iohn Sutton his marke is both Eares Slitt from the Topp of
 the Eare to the Root of the Eares.

William Harper his mark is a piece taken off before on both
 Eares.

p. 183 Roger Berry his mark is both Eares Underkeeled.

At a Court held at Putuxent the 10th of Aprill 1656

Liber B.
No. 3.

Present { m^r Richard Preston m^r Michael Brooke
 { m^r William Parrett m^r Woodman Stockley

Whereas by a Letter of Attorney bearing date the 25th of Aprill 1653 to William Iohnson and Henry ffox from Cap^t William Mitchell the Said Cap^t Mitchell this day in open Court maketh oath that, that Letter of Attorney did not Extend any further then for what he the Said Cap^t Mitchell had then Resident in the Province of Maryland.

Refference is Granted to William Iohnson till the next Court in the difference depending between the Said Iohnson and Cap^t William Mitchell Esq.

Thomas Orley this day doth disclaime the Estate of George Manners unAdministred on by Edward Hall deced

The Court hath ordered that if Thomas Orley either by himself or Attorney Shall appeare the next Provinciall Court it is Sufficient and the bond no wayes to be prejudiciall to him or his Security.

Cap^t Mitchell doth this day in open Court bind himself by way of Recognizance in Three thousand pounds of Tobacco Bond that he will not dispose of Iane Whitten till the next Provinciall Court.

Whereas there is a hhd of Tobaccocoe in dispute between M^r Leonard Said Merchant and Cap^t Iohn Barriffe for Goods Sold by m^r Enoch Derrick to Daniell Morley the Said Derricke doth this day in open Court Testifie that the Said Morley did appoint the Said m^r Derrick to receive a hhd of Tobaccocoe at Iohn Bagby's where he made his Cropp and bid Thomas Robinson goe and mark it for m^r Derricks use.

The Court hath therefore Ordered that if the Said Robinson will take his oath that by the order & Consent of Morley he did make the hhd of Tobaccocoe then the Said Hogshead of Tobacco to belong to m^r Derrick p. 184

Attachment is Granted to m^r Iohn Knap on the Estate of Daniell Morley for 310^t of Tobacco & Caske due by Specialty till there be a Legall Determination

Attachment is Granted to Emperor Smith on the Estate of Will Rump for 250^t of Tobacco till there be a Legall Determination.

Liber B.

No. 3.

Iane Whitten aged 22 years or thereabouts Sworne an
Examined Saith. That this Deponent was desirous to Come
to this Countrey and did agree with Cap^t William Mitchell for
her Transportacōn to Serve the Said Cap^t Mitchells Children
in Maryland and that the Said Cap^t Mitchell promised her that
She Should not be Sold to any body otherwise your deponent
had not Come to this Countrey And further Saith not.

The mark of
Iane × Whitten

Know all men by these presents that I William Iohnson of
the Province of Maryland have Constituted Authorized deputed
and appointed and by these p^rsents doe Constitute authorize
depute & Appoint my wellbeloved Brother Iames Langworth
of the Province of Maryland gent my true and Lawfull Attorney
to all Intents and purposes in all Busienesses Relateing either
to me or any Estate of mine or any Estate any wayes belonging
to me within the Province of Maryland or Virginia hereby
Ratifying and Confirming whatsoever my Said Attorney Shall
doe in the premisses as fully to all Intents and purposes as if
the Same had been done by my Self In Wittness hereof I have
hereunto Sett my hand this Ninth of Aprill 1656.

Signed and delivered in the
presence of Robert Clarke

William Iohnson

Thomas Simpson

p. 185

To m^r Richard Preston in Putuxent March 29th 1656
S^r

This May inform you that m^r Cranneg hath Shipped aboard
Tobacco by which he hath ingaged to pay for yo^r use the
Sumē of Thirteen pounds and Tenne Shilling as Wittness my
hand.

Samuell Groome

p. 186

Know all men by these presents that I Michael Brooke of
Putuxent doe owe and Stand Indebted unto William Batten of
the Same place, the Sumē of Three Thousand Eighty three
pounds of Good and Merchantable Tobaccoe and Caske to be
paid in Putuxent at or upon the tenth of November next,
which Bond is for Tobaccoes paid for Coniers use unto Simon
Richeson at Wicocomoco as Wittness my hand this 27th of
Aprill 1656.

Mich: Brooke

And for the true performance hereof I the Said Brooke doe
bind over unto the Said Batten two Bills of George Newmans
Containing one Thousand nine hundred ninety Eight pounds
of Tobacco and two Bills of Thomas Seamors of nine hundred

and fifty pounds of Tobacco all being two thousand nine hundred and forty eight pounds of Tobacco and Caske I bind over to the Said Will Batten for payment of the aforesaid Summe as Wittness my hand this 27th of Aprill 1656

Liber B.
No. 3.

Michael Brooke

Wittness Iohn Saffin

Will Stockden Signum

Know all men by these presents that I Mich: Brooke doe bind my Self my heirs Executors, Administrators or Assignes to Save and keep Harmless William Batten his heirs Executors or Assignes of and from any trouble or Molestation that Shall or may Come upon him or his Estate for any Bills Bonds or orders of Court, that may or Shall be Granted by any Court within the precincts of Virginia of the Said Michael Brooke or against him and in Case that if any order of Court Should be granted agst William Batten or his Estate for the Said Michael Brooke that then the Said Brooke Shall Satisfie it againe unto the Said Batten and all Court Charges that Shall arise upon it; And for the true performance hereof I the Said Mich: Brooke doe bind over my Plantation and all moveables thereupon to Save and keep harmless the Said Batten or his Assignes as Wittness my hand this 27th of Apill 1656.

p. 187

Wittness Iohn Saffin

Mich: Brooke

Will Stockden Signum

Know all men by these presents that I William Batten of Putuxent, Have received of Michael Brookes of the Same place the full and Iust Summe of three thousand Eighty and three pounds of Tobacco and Caske payable the tenth of November 1656 which is in full Satisfaction for that Ingagement upon Record, Likewise I doe acquit and Discharge the Said Brookes from a Bond bearing date with that Bond upon Record, which he engaged his Estate to Answ^r a Suit in Northumberland County, which I the Said Battin was bound to Answer for him as Wittness my hand this 9th of march 1656.

Wittness George Newman

Signum

Henry Keene

William WB Battin


The 27th of December 1655


Be it known unto all men by these presents that I William Young of Nominy planter doth out of Love and tender affection that I beare unto Richard Bennett younger, I doe freely Give the Said Richard Bennett younger being Son to Richard Bennett Elder Living in Popler Neck in Maryland planter, one Cowe Calfe being marked of the Right Eare with a Crop and Slitt, And on the left Eare with a Swallow fork: being now of

Liber B. two years old and being Colloured black, And I desire by
 No. 3. these p^rsents that the above heifer may be this Recorded with
 her Increase to the abovesaid Richard from hence forth She and
 her increase for Ever to him and his heirs after him And if in
 Case the Said Richard Should dye before he hath Issue that
 the Said Heifer and her Increase may for the god and use
 p. 188 of Mary Bennett being Daughter to the aforesaid Richard
 Bennett Elder and Sister to the abovesaid Richard Bennett
 Younger In Wittness whereof I doe hereunto Sett my hand
 the day and year abovewritten. Will Young
 Testes Henry Spinke
 Emperor Smith
 This 27th of December 1655

And I Richard Bennett doe bind my Self to put this above-
 said Deed of Guift upon the Record in Maryland the next
 Court held in the Province as Wittness my hand the day and
 year above written

Testes Emperor Smith
 Henry Spinke

the  mark
 of Richard Bennett

p. 189 Know all men by these presents that I William Stockden of
 Putuxent in the Province of Maryland for the tender affection
 and Love which I bear to Ioseph Wright younger Sonne to
 Ishmaeal Wright elder of Putuxent I doe freely Give one brown
 Cowe Calf of three months old with her Increase for him and
 his heirs freely to Enjoy for Ever the Marke of the Said Calf
 being viz^t with a halfmoon in Each Eare before as Wittness
 my hand this 24th of May 1656 the mark of
 Wittnessed by us William  Stockden
 William Harper
 Iohn B Bagbee
 Iohn Sutton

At a Provinciaall Court held at Putuxent for the
 Province of Maryland the 16th of Iune 1656

Present {	m ^r Richard Preston	m ^r Iohn Hatch
	m ^r Woodman Stockley	m ^r Michael Broke
		m ^r William Parrott

Iohn Bagbee this day in open Court hath taken oath that
 neither he nor any for him did Ever Receive any part or par-
 cell of that Account of Daniell Morleys of 629^t of Tobacco and
 Caske.

And Iohn Sutton and Thomas Robinson this day in open
 Court doe declare upon oath that Daniell Morly did agree to
 the aforesaid Account.

It is therefore Ordered that the Sheriff Shall take two Suffi- Liber B.
No. 3.
cient men and prize what he hath attached of Daniell Morleys
and deliver it to Iohn Bagby And if there be any more then
the Account Cometh to Return the Overplus.

Whereas Richard Collett had a Lre of Administracōn on p. 190
the Estate of Thomas Connery It is ordered that m^{rs} Elton-
head in whose hands the Said Estate is Shall deliver the Estate
of the Said Connery upon Oath to the Said Collett Adminis-
trat^r of the Said Connery.

Refference is Granted to m^r Thomas Trueman till the next
Provinciall Court.

The Difference depending between Susan Cannady plft and
Cornelius Cannady defendant is to be determined by m^r Rich-
ard Preston and m^r Michael Brooke on Saturday next being
the 21th of this Instant.

Walter Pakes hath acknowledged in open Court that he is
Attorney for m^{rs} Hamond to Answer the Suit of Henry ffox.

Henry ffox plft Walter Pake deft Attorney of m ^{rs} Hamond	}	Whereas Ann Hamond was Arrested to this Court at the Suit of Henry ffox and appearing by her Attorney Walter Pake the Said ffox Peticōning this Court for an Order against the Said Hamond for a debt of Eleven Sixtie Six pounds of Tobacco and Caske due by two Specialties the one bearing date the 11 th of Aprill 1654 by Assignm ^t from Iohn Iarbo the other the 16 th of Sept ^r 1654 It is therefore ordered that the Said Ann Hammond make present Satisfaction of the Said debt of 1166 ^t of Tobacco and Caske due to Henry ffox otherwise Execut
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Attachment is Granted to Iohn knap on the Estate of Henry p. 191
Catchmey for a debt of three hundred Seventy five pounds of
Tob & Caske till a Legall Determination

Whereas Richard Shippey hath passed his Bill to Mary
Catchmey of four hundred and twenty pounds of Tob and
Caske for Coopers Toolles, and in open Court hath taken oath
that he hath not received any of the Said Toolles, It is there-
fore Ordered that he Shall have either the Toolles according to
Bargaine or his Specialties to be returned againe

Whereas Cornelius Abramson had an Attachm^t against the
Estate of m^r Edmund Scarbrough for a debt of Eleven hun-

Liber B. dred pounds of Tobacco and Caske for two freights from
 No. 3. Putuxent to Aquamack, And none appearing to Travers the
 Same, It is therefore Ordered that Execution Shall Issue out
 against the Estate of the Said Scarbrough, in which is Putuxent
 to Satisfie the Said debt of 1100^l of Tob and Caske

Whereas It appeares to this Court that Alice Griffin the
 wife of Samuell Griffin deceased hath paid above Asses the
 Court hath therefore Ordered that a Quiet est be Granted to
 the Said Alice Griffin

Whereas William Iohnson arrested Cap^t Will^m Mitchell to
 this Court, and the Said Mitchell not appearing neither by
 himself nor Attorney It is therefore ordered that if the Said
 Mitchell doe not appeare either by himself or Attorney to
 Answer the Suit of the Said Iohnson at the next Provinciaall
 Court then the Said Iohnson to have order against the Sheriffe
 Concerning the Said Suit.

p. 192 Whereas by an order of a Provinciaall Court holden at Putux-
 ent the 21th of march 1655 Iames Linsey was possessed of the
 Estate of Benjamin Gill deceased and by the Said order being
 Injoynd to put in Security for the Secureing and Improveing
 of the of the Said Estate in which the Said Linsey hath
 altogether failed, and Robert Cole who hath made it appeare
 to this Court that he is near alyed to the Said Gill having
 Petitioned to be possest of the Said Estate, It is therefore
 further Ordered that the Said Linsey deliver the Said Estate
 into the hands of the Said Cole with a true Account thereof
 upon Oath before m^r Iohn Hatch and the Said Cole to put in
 present Securitie to the Court for his faithfullness therein untill
 the next Court at which time he is to be present at, true Inven-
 tory thereof that Administration may be Granted to the that it
 Nearest Concernss.

p. 193 Whereas ffrancis Vandan is indebted unto Walter Pake
 Administrator of the Said Vandan deced the Sumē of Three
 thousand pounds of Tob and Caske and Sixe Barrells of Corne
 the Court hath therefore ordered that the Said debt be Satis-
 fied out of the Estate of the Said ffrancis Vandan deceased.

Nonsuit is Granted to William Iohnson Iames Langworth
 and Luke Garner in the differr: depending between the afore-
 said parties and Cap^t Mitchell and are allowed Damage as
 followeth viz^t

To Will ^m Iohnson for 5 days attendance at Court	0100
To Iames Langworth 12 dayes	0200
To Luke Garner for 6 dayes	0140

^l Tob

Nonsuit is Granted to m^{rs} ffenwick defend^t against
Cap^t Mitchell pl^{ft} & allowed for 3 days attendance

Liber B.
No. 3.
0060

Whereas Cuthbert ffenwick Gent is Indebted unto Skipper
Iacob Derrickson by Specialtie the Sum^e of Seven hundred
pounds of Tobacco & Caske and twenty five pounds of
Tobacco due more by Account, It is ordered that m^{rs} ffenwick
Administratrix of the Said m^r ffenwick deceased Shall pay the
Said debt to m^r Iohn Hatch Attorney of Skipper Iacob Der-
rickson

At a Court held at Putuxent for the Province of
Maryland the 17th of Iune 1656

Present { m^r Richard Preston m^r Michael Brooke
 { m^r Iohn Hatch m^r Woodman Stockley
 { m^r William Parrott

Administration is Granted to Agnus Norman on the Estate
of Iohn Norman deceased.

Whereas Robert Taylor hath presented to this Court a Ser-
vant Named Thomas Holland which he the Said Tailor bought
of m^r Thomas Bennett Merch^t for the terme of Six yeares and
the Said Holland alledging that he Came in but for four yeares
and that he is twentie yeares old, It is ordered that if the Said
Holland do not produce Testimony from him that Sent him in
and Likewise Sufficient Testimony from under a Magistrats
hand that he is Twenty Years old within the 4 years then to
Serve the other two year to the Said Robert Taylor according
to Act of Assembly for that purpose. p. 194

Whereas at a Court held at Putuxent the 10th of Ap^h 1656
Cap^t William Mitchell having Commenced agst Iames Lang-
worth & a Servant maid in the Possession of the Said Lang-
worth bought of Will. Iohnson, which the Said Mitchell pre-
tends Some Claime unto, and the Said Langworth desireing
a Refference to this Court, which upon Good Grounds was
Granted and the Said Mitchell pretending his great want he
was in at that present of the Said Maid to look to his ffamily
and Children, The Said Langworth at the request of the Court
was willing to forgoe his Said Servant untill this Court upon
which the Said Mitchell did promise to give Three thousand
pounds of Tob Bond not to dispose of the Said Servant, which
being not performed nor the S^d Mitchell neither by himself nor
Attorney appearing, And the Said Langworth Petitioning to
be Reposset of his Said Servant It is therefore ordered that
the Said Servant Shall Remaine in the possession of the Said

Liber B. Langworth to Serve her time unless the Said Mitchell here-
No. 3. after doe make his Claime to the Said Servant Good

Whereas Cap^t Iohn Smith deceased is Indebted unto Edward Booles by Specialtie the Summe of 100^l of Tobacco and Caske It is therefore ordered that the Said debt be Satisfied out of the Estate of the Said Cap^t Iohn Smith deceased.

Whereas George Willard deceased is indebted by Account unto William Stevens the Summe of one hundred pounds of Tob. It is ordered that the Said debt be Satisfied out of the Estate of the Said Geo: Willard deceased

p. 195 We whose Names are hereunderwritten being Commanded upon a Iury between m^r Hugh Standly pl^t and m^r Iohn Pott defendant, doe award that m^r Iohn Pott Shall deliver unto m^r Standly one yearling heifer of the last years fall and make Good one Calfe of this years fall to be delivered by m^r Iohn Pott or Assigns at or upon the Plantation of m^r Hugh Standly within one Week after that m^r Standly Shall give m^r Pott Notice So to doe, and that the Said m^r Pott by reason of his Defection is Daminified to pay this Court Charges, and to pay to m^r Standly for his loss of time one hundred pounds of Tobacco and Caske

Phillip Morgin	} foreman	Arthur Wright
Will Ewen		William Ionnes
Iohn Hambleton		Robert Taylor
Iohn Bagbee		Henry ffoxe
John Day		Walter Pake
Tho: Seamore		Geo: Mee
		Rich: True

Refference is Granted unto Marks Pheypo to the next Prov^t Court in the difference depending between the Said Pheypoe pl^t And Richard True and William Smoote defendants

Whereas m^r Standly brought a Servant from M^r Nortons to m^r Hoopers and the Said Hooper refusing to Entertaine the Said Servant, It is ordered that m^r Standly Shall bring the Said Servant where he had him and likewise that the Said Norton provide for the Cure of his S^d Servant

Whereas It appears to this Court that ffrancis Vandan is Indebted unto Iohn Iarbo by Specialtie, the Summe of Seven hundred pounds of Tobacco and Caske, It is ordered that the Said debt be Satisfied out of the Estate of the S^d Vandan deceased by Walter Pake Administrator of the Estate of the Said Deceased.

Whereas Thomas Orley was arrested to a Provinciaall Court the 21th of March 1655 in the behalf of his Highness the Lord Protector &c & Elizabeth Potter & Martin Kirke & his wife being Subpœna'd for Wittnesses agst the Said Orley, It is ordered that the Said Orley Shall Satisfie for Loss of time and dyett Three hundred and Twenty pounds of Tobacco

Liber B.
No. 3.

P. 196

Whereas William Nugent deceased is indebted unto Henry ffox by Specialtie the Sume of Six hundred and Seven pounds of Tob and Caske, It is ordered that the Said debt be Satisfied out of the Estate of the S^d Nugent deceased.

Whereas It appeares by the oath of m^r Phillip Morgan that Iohn Crabtree deceased is indebted unto the Said Morgin Attorney of Iohn Thurmar by Account the Sumē of three hundred pounds of Tobacco and Caske It is ordered that the Said debt be Satisfied out of the Estate of the deceasent

Whereas It appeares by order of Court that George Manners deceased Stood Indebted unto m^r Iohn Hatch 1100^t of Tobaccoe and Caske due by Specialtie and Edward Hall who Married the Reliques of the Said Manners being demanded the Said debt by the Said m^r Hatch did promise the payment thereof as by Testimony appears in regard it was for Cloths for his the Said Halls wife and Thomas Orley who Married the Reliques of the Said Hall being arrested to this Court to Answer the Suit of the Said Hatch and not appearing, This Court doth further Order that if the Said orley doth not Satisfie the Said debt nor appeare the next Provinciaall Court that then Iudgment to pass against the Securitie for his appearance for present payment of the Said debt or Else Exec.

Whereas Thomas Seamore Petitioned this Court for Securitie of a Bill which William Ionnes passed to the Said Seamore of fifteen hundred pounds of Tobacco and Caske bearing date the eighteenth day of ffeb: 1655 It is ordered that the Said Ionnes Shall bind over his Cattell with their Increase for the Securitie of the Said Bill and if in Case any of the Cattell Should dye In the Meane time the S^d Iones Shall pay for them and Likewise to pay Court Charges.

P. 197

Be it knowne unto all men by these presents that I Iohn Hatch of the Province of Maryland doe Constitute and ordaine my Loving friend Cap^t Sampson Waring my true and Lawfull Attorney for me and in my Name and Stead to Implead Thomas Orley or his Attorney, at the next Provinciaall Court

Liber B. in all things which Shall Concerne me, and if need require to
 No. 3. make another Attorney, as Wittness my hand this 17th of Iune
 1656.

John Hatch

Test Iohn Sutton

Alice Griffin aged 35 years or thereabouts Sworne and Examined Saith.

That Cornelius Cannady asked Iohn Sallisbury whether that he Should the heifer and Iohn Replied that he must Speake with his mother first and then they went down together and when he Came Up again he Said that he had Sold the heifer to Cornelius and had a brass pistoll and a Shirt and other things and told Cornelius that he would Look as well as he Could after his mothers Steers in Virginia and further Saith not

the mark of
 Alice O Griffin

Henry Keene aged 30 years or thereabouts
 Sworne and Examined Saith

That he this depon^t made the Bill of William Ionnes for Thomas Seamore, And it was made to the intent that he the
 p. 198 Said Ionnes Should bind over his Crop for Securitie of the Said Bill in Court And further Saith Not Henry Keene

James Iolly Sworne & Examined Saith the Same

James I I Jolly

Markes Pheypoe Sworne and Examined Saith

That he this Deponent heard Edward Hall Say that the Clothes which his wife did then weare he was to pay m^r Iohn Hatch for, And further Saith not

Marks Pheypoe

Elizabeth Potter Sworne and Examined Saith

That your Deponent heard Edward Hall Say that he would pay m^r Hatch for his wives Clothes that She had of him, and if m^r Manners Estate would not hold out he would pay him out of his own for his Conscience told him the 1100^t of Tob was due to him, And further Saith not

The mark x of
 Eliza: Potter

Marks Pheypoe Sworne and Examined Saith

That Edward Hall did undertake to fullfill the Condi^cōn and that he did Sett up a Thirty foot house, And further Saith not,

Marks Pheypoe

Thomas Ashbrooke Sworne and Examined Saith

Liber B.
No. 3.

That Richard True Sent your Depon^t to m^r Hatton to know whether Marke Pheypoe had been there to pass his Bill and take in Richard Trues and m^r Hatton Replied noe he had not been there, but if he Came he would, otherwise Goodman True was Sufficent

Whereupon Richard True left of the work by reason Marke Pheypoe had not been there and Soe did Goodman Smoote Likewise leave off the worke they had done a weeks worke towards the mending of the Shallop, and there Came a high Tide and Carried away the Shallop, And further Saith not.

Iune 14th 1656

The mark of
Thomas × Ashbrook

Iohn Nevill Sworne and Examined Saith

That about a year and a half agoe or thereabouts this Deponent heard Goodman Smoote and Marke Pheypoe at Richard Trues Landing place Makeing a Bargaine to mend the Boate of the Said Markes Pheypoe And further this Deponent Saith, that he the S^d Markes was to give the Said Smoote 1600^t of Tobacco for the mending of her and Richard True Standing by Goodman Smoot, Asked True if he were Contented and True Replied to the Said Smoot that whatsoever he did he was Content with it, And further this Deponent Saith that he heard True Speake to Markes Pheypoe to take in a Bill of his from m^r Hatton and discharge it and he promised he would. And further Saith not

Iurat Coram me Iohn Hatch

The mark of
Iohn O Nevill

I doe hereby Authorize my Loving friend James Langworth of S^t Winifred in the Province of Maryland my true and Lawfull Attorney in a Case depending betwixt Iohn Dandy my Self this next Ensuing Court, Giving my Said Attorney as full power in the premisses as any Attorney ought to have and what my Said Attorney Shall doe in the premisses I doe by these presents Ratifie Confirme and allow of as if it were done by my Self. Wittness my hand this 10th of Iune 1656.

Signd in the p^rsence of us.

the mark of
ffrancis RP Pakes

^{Signu}
Walter W Guest

^{Signum}
Iohn H Green

Thomas Lewis Gave unto Ishmael Wright Iunior one Sowe Shoate and for that Said Sowe I Ishmael Wright Senio^r Gave

p. 202

Liber B. unto my Son Ishmael Wright one yearling heifer black
 No. 3. Colloured and marked viz^t both Eares underkeeled and Cropt
 of both Eares.

Know all men by these presents that I Thomas Hussey of
 the Province of Maryland planter doe by these presents make
 Constitute and ordaine my wellbeloved friend Walter Pake of
 the Same Province Gardner to be my Lawfull Attorney to
 arrest Implead or Sue any person or persons that either are or
 hereafter may be Indebted to me as also to Compound release
 or Sett at Liberty any person or persons as alsoe to Sell bar-
 gaine or barter for me either any thing that now is or here-
 after may be in this Province of Maryland And further if there
 be any thing that may inlarge his power either in Law or
 otherwise I doe Give and Grant it to him to all intents and
 purposes whatsoever as Wittness my hand the day and yeare
 abovementioned.

Testes by us Tho: Iordan

Thomas Hussey

^{Signu}
 John H Greene

At a Generall Provinciall Court Held at
 Putuxent September 22th 1656

Present { Cap^t William ffuller. m^r Iohn Pott
 m^r Richard Preston: m^r Michael Brooke
 m^r Edward Lloyd.

Whereas Iudith Catchpole being brought before the Court
 upon Suspicion of Murdering a Child which She is accused to
 have brought forth, and denying the fact or that She ever had
 Child the Court hath ordered that a Iury of able women be
 Impannelled and to give in their Verdict to the best of their
 Iudgment whether She the Said Iudith hath ever had a Child
 or not

p. 203 James Iolly Sworne and Examined Saith, That being at Iohn
 Grammers a weeke before William Bramhalls man dyed the
 Said Servant of Bramhall Said that Iudith Catchpole Cut a
 maids Skinn off her throat and She never felt it and the Said
 Iudith Catchpole Sowed the wound up againe, and further
 Saith not

Signum
 Iames I Iolly

Elizabeth Norton Sworne and Examined Saith That William
 Bramhalls Servant that dyed Said that Iudith Catchpole Cutt
 the Skinn of a maids throat when She was a Sleep and the
 Said maid never felt it, and the Said Iudith Sowed up the

wound againe with a Needle and thread and the Said Servant ^{Liber B.}
Said if he Should deny it, it would be worse for him and further ^{No. 3.}
Saith not

Signum
Elizabeth × Norton

Andrew Wilcox Sworne and Examined Saith that William Bramhalls man Servant that dyed Said that when the Murther was done all the people and Seamen in the Ship were asleep and after it was done Iudith Catchpole and the Said Servant of William Bramhall went up upon the Deck and walked a quarter of an hour afterward off the went each to their Lodging this being at Sea in the middle of the Night and further Saith not.

Andrew Wilcox

Elizabeth Norton Sworne and Examined Saith. That William Bramhalls man Said that Iudith Catchpole and he did Grind a knife Duch fashion and the Said Iudith prickt a Seaman in the back with it and She beged a Little Grease of the Chirurgeon and greased his back and he Stood up again, And the Said Servant Said that Iuith was to kill three or four men more and further Saith not

Signum
Elizabeth × Norton

The Names of the Iury of women Impannelled to Search the ^{p. 204}
body of Iudith Catchpole viz^t

{	Rose Smith	{	m ^{rs} Cannady	}
{	m ^{rs} Belcher	{	m ^{rs} Bussey	}
{	m ^{rs} Chaplin	{	m ^{rs} Brooke	}
{	m ^{rs} Brooke	{	Elizabeth Claxton	}
{	m ^{rs} Battin	{	Elizabeth Potter	}
		{	Dorothy Day	}

We the Iury of Women before named having according to our Charge and oath Searched the body of Iudith Catchpole doe give in our Verdict that according to our best Iudgment that the Said Iudith Catchpole hath not had any Child within the time Charged.

Whereas Iudith Catchpole Servant to William Dorrington of this Province of Maryland Was apprehended and brought before this Court upon Suspicion of Murthering a Child in her Voyage at Sea bound for this Province in the Ship Mary and ffancis who Set forth of England upon her intended Voyage in or about october Last 1655 and arrived in this Province in or about Ianuary following, and her accuser being deceased and no murther appearing upon her Examination denying the

Liber B
No. 3. fact; was Ordered that her body Should be Searcht by a Jury of able women, which being done the Said Iury returning their Verdict to this Court that they found that the Said Iudith had not had any Child within the time Chargd And also it appearing to this Court by Severall Testimonies that the party accusing was not in Sound Mind, whereby it is Conceived the Said Iudith Catchpole is not Inditable, The Court doth therefore order that upon the reasons aforesaid, that She the Said Iudith Catchpole be acquitted of that Charge unless further Evidence appeare.

George Me demandeth two hund^d & forty pounds of Tob & Caske out of the Estate of Cap^t In^o Barriff. deced

p. 205 Iohn Bagbee Sworne and Examined Saith That Daniell Morley gave your Deponent Order about Dec^r last past to pay one hhd of Tobacco unto W^m Stogden for the use of Guye White and take a discharge and afterwards appointed your deponent to pay that Very hhd of Tobacco which your Depon^t paid unto William Stogden for the use of Guy White and further Saith not.

Signum
Iohn B Bagbee

Ishmael Wright Sworne and Examined Saith That Daniell Morley Came to your Deponents house before Christmas or thereabouts for an Adds of m^r Willards and William Stogden asked the Said Morley whether his Hogshead of Tobaccoe were ready and the Said Morley Replied that the next Season he Should Strike Some Tobacco and he had Given Iohn Bagbee order to pay William Stogden one hhd of Tobacco And Iohn Bagbee Came to yo^r Deponents house afterwards and told William Stogden his hhd of Tobacco was ready, And the Said Stogden desired Iohn Bagbee to mark the hhd of Tobacco for him and he would Come as Soon as he Could with a pair of Stilliards and weigh it, and Shipping Comeing in at the present William Stogden did not mind it because he knew It was Sure in Iohn Bagbees hands, And further Saith not.

Signum
Ishmael R Wright

Capt William fuller Attorney
of Leo: payd plft
Guy White defendant

Whereas Leonard Payd merchant
} arrested to this Court Guy White about
} one hhd of Tobacco paid him by Dan^t
Morley, And it appearing to this Court that the Said hhd of Tobacco, was paid unto the Said White by the appointm^t of the Said Morley before the Said Payd had any Right thereunto, The Court doth therefore order that the Said Guy White be

Continued in the possession of the Said Hogshead of Tobacco and the Said Payd to pay Court Charges.

Liber B.
No. 3.
p. 206

Nonsuit is Granted unto Martin Kirke defend^t against ffancis Brooke plf^t with Charges.

John Grammer plft }
John ffelton defendt } Whereas Iohn Grammer arrested to this Court Iohn ffelton for a debt of 482^t of Tobacco and Caske, It is ordered with Consent of both parties, Iohn ffelton paying unto the Said Grammer 241^t of Tob and Cask be discharged of the whole debt and the Said Grammer and ffelton to pay Equall Charges Expended in the Suit.

Nonsuit is Granted to Henry Keene defend^t against Cornelius Abramson plantiffe with Court Charges

Whereas m^r Symon Overzee Merchant hath Peticōn'd this Court for 5089^t of Tobacco and Caske out of the Estate of Cap^t Iohn Barriffe deceased, And having made his demand appeare to be due, The Court doth therefore Order that Cap^t William Evens Administrator of the Said Barriffe's Estate Shall Satisfie the Said debt with which the Said Overzee doth acknowledge himself Satisfied viz^t that the Said Evens Shall Satisfie 2720^t of Tobacco & Caske being So much as the Said Estate is prized at to be paid by the last of december next and the remainder being 2369 to be paid in Bills that is to Say a Bill of Phillip Lands 160^t of Tob, a bill of Walter Pakes and Iohn Cornelius of 2000^t of Tobacco a Bill of Edmund Lindseys of eight hundred which the Said Overzee having Received he is to be accomptable to the Administrator for the overplus which is 591^t Tob.

At a Court held at Putuxent for the Province of Maryland the 23th of September 1656

Present { Cap^t William fuller m^r Iohn Pott
 { m^r Richard Preston m^r Mich: Brooke
 { M^r Edward Lloyd

Martin Kirke Sworne and Examined Saith, That Henry Potter desired this Deponent to View the house and fence that he bought of m^r Iohn Hatch and our Iudgment was that he had as Good build a new house as mend that and the fence was all down and was not Sufficient, And further Saith not

Signum
Martin M K Kirke

p. 207

Liber B. George Mee Sworne and Examined Saith, That m^r ffriend-
 No. 3. Ship Sold his part of the Land which was between George
 Manners and the Said ffriendship unto Edward Hall and to
 the best of this Deponents Remembrance that Edward Hall
 was to Give m^r ffriendship one hhd of Tobacco or thereabouts
 for it and further Saith not
 Signum
 George G M Me

Henry Potter plft
 Capt Wm Mitchell
 Attorney of Tho: Orley deft

} Whereas the Action depending be-
 tween Henry Potter plft and Thomas
 Orley defendt hath this day been debated
 in Court and the plantiffe moveing the Court for a Reference
 untill the next Court in regard the plfts Wittnesses Could not
 be Summoned And Cap^t William Mitchell Attorney of the
 defendant being willing thereunto, the Court hath Granted a
 reference in the Suit untill the next Court.

Elizabeth Claxton Sworne and Examined Saith that Henry
 Potter Comeing unto Thomas Orleys where he lived demanded
 his Bond and Agreement, that was to fence in all the whole
 Plantation, and Orley replied if the bond was he Said he would
 perform it, and told him it was a busie time now he Could not
 tend it, I hope Henry you will be reasonable with me If I can-
 not tend to make this fence I will Satisfie you in Tobacco, and
 Henry Potter Said he would rather have fencing, And further
 Saith not
 Sign

Elizabeth M Claxton

Henry Keene plft
 mrs Ann Dorrington deft

p. 208 } Nonsuit is Granted unto m^{rs} Dorrington
 in the Suit of Henry Keene about a bar-
 gain of Land on which the Said Keene now Lives, And is with
 Consent of both parties referred to m^r Mich: Brooke Cap^t
 Sampson Waring, m^r Henry Osborne and m^r Tho: Thomas to
 Judge what the building and Clearing is worth and upon their
 non agreem^t to Chuse an Umpere and what they Shall agree
 of the Said m^{rs} Dorrington is to Satisfie unto the Said Keene
 and to have quiet possession Provided that Indifferent time be
 Given to the Said Keene for the finishing of the Crop now
 upon it and the Said Keene to pay Court Charges.

Marke Pheypoe plft
 Richard True defendt

} Nonsuit is Granted to Richard True in
 the Suit of Marke Pheypoe with Charges

Emperor Smith plft
 Iohn Nevill defendt

} Refference is Granted unto Iohn Nevill
 deft in the Suit of Emperor Smith plantiffe
 untill the next Court.

Cap^t Evens plft } Reference is Granted in the Suit depending Liber B.
 Cap^t Banks deft } between Richard Banks defendant and Cap^t No. 3.
 William Evens plantiffe till the next Court

Elizabeth Potter Sworne and Examined Saith That Six yeares ago or thereabouts m^{rs} Eltonhead and m^r Scarbrough made a bargaine for Six Oxen for the use of her Children, and m^r Scarbrough was to give m^{rs} Eltonhead three Servants for the Said Oxen, two of the Said Servants to be about the age of fifteen or Sixteen yeares and the other a boy the age of him not nominated and her negro and this deponent delivered the Sixe oxen to m^r Scarbroughs Overseer and this depon^t tooke a discharge of the Overseer & Gave it to m^{rs} Eltonhead And further Saith not.

Signum
 Elizabeth x Potter

Attachment is Granted unto m^{rs} Iane Eltonhead upon the Estate of Coll Edmond Scarbrough within this Province of Maryland.

Cap^t Wm Mitchell plft } Whereas Cap^t W^m Mitchell arrested
 James Langworth Attorney } to this Court m^r James Langworth At-
 of William Iohnson deft } torney of W^m Iohnson about a Servant
 maid Sold by the Said Iohnson unto the Said Langworth, and p. 209
 it appearing to this Court, that the Said Iohnson Sold the Said
 Servant Contrary to order from the Said Mitchell, who Sent
 the Said Servant into the Province for the use of his Children
 as doth appeare, and the S^d Langworth acknowledging that
 before he bought the Said Servant he knew upon what Condi-
 tion Cap^t Mitchell Sent her in, The Court doth therefore order
 that the Said Servant be delivered by the Said Langworth unto
 the Said Mitchell with her apparell for the use of his Children
 with 200^t of Tobacco Damage.

At a Court held at Putuxent for the Province of
 Maryland the 24th of September 1656.

Present { Cap^t William ffuller m^r Iohn Pott
 m^r Richard Preston m^r Michael Brooke
 m^r Edward Lloyd

Cap^t Mitchell plft } Upon a difference depending between
 James Langworth deft } Cap^t Mitchell plft and James Langworth
 Defendant Concerning one Servant of the Said Mitchells
 Named Iohn Gee Sold by Will Iohnson agent of Cap^t Mitchell
 unto the Said Langworth, and whereas it appears by the Said
 Mitchell's Letter of advice the Said Iohnson was not to put of
 the Servant for any Longer time then one yeare or untill he

Liber B. Should Come into the Countrey, The Court weighing both
 No. 3. their allegations, have thought fitt to Confirme the Sale made
 p. 210 by Johnson untill the Said Mitchells Comeing in and have
 thereupon Ordered that the Said Langworth Shall forthwith
 dd the Said Servant unto the Said Mitchell and both parties to
 have their Remedy against the Said Iohnson or his Estate
 wherein either of them are Injured in the Sale of the Said
 Servant.

Andrew Wilcox Sworn and Examined Saith that going up
 along with m^r Iohn Hawkins to Cornelius Abramson's house
 m^r Hawkins going to Receive a hhd of Tobacco Ordered by
 m^r Robert Taylo^r for him, the hhd being marked R T upon the
 opening of the head he found it rotten and Called yo^r Depo-
 nent to look upon it which your Depon^t put his hand betwixt
 Some of the layes of the Tobacco and feeling it Rotten took
 out my hand againe being very wet with the Moisture of the
 Tob. also your deponent heard Cornelius Abramson's wife Say
 that Thomas Seamore had Struck Some of the Tob: before it
 was Cured.

Robert Taylor plft } Whereas there is a difference between
 Iohn ffelton defendt } Robert Taylor plft and Iohn ffelton defendt
 Concerning one hhd of Tobacco which the Said ffelton and m^r
 Morgin Received at Cornelius Abramsons and marked it with
 R. T. and when the Said ffelton reced the Said Tob it was
 Sound and Iohn Felton paid the Said hhd of Tob to Robert
 Taylor, and the Said Taylor Received it upon the words of
 Phillip Morgin and Iohn Felton and afterwards the Said To-
 bacco proved Rotten, The Court hath therefore ordered that
 the Said hhd of Tobacco being 400^l neat that Robert Taylor to
 bear half the Loss and half the Charge in the Suit and Iohn
 Felton the other half with half the Charges of the Said Suit.

Nicholas White Sworne & Examined Saith, That Richard
 True and Goodman Smoot agreed with Markes Pheypoe to
 trim him a Shallop and Richard True and Goodman Smoote
 p. 211 tooke the Shallop into their Possession And further Saith Not.
 Nicholas White

Marks Pheypoe plft } Nonsuit is Granted unto Richard True in
 Richard True defendt } the Suit of Markes Pheypoe with Charges
 and 200^l of Tob for his Loss of time

Capt Mitchell plft } Upon a difference depending between Capt
 Luke Gardnor deft } W^m Mitchell plft and Luke Gardno^r deft^t Con-
 cerning one man Servant Named Iohn Spurdance and Sold by

William Iohnson agent of the Said Mitchell unto the Said Gardno^r And Whereas it appears by the Said Mitchells Letter of advice that the Said Iohnson was not to put of the Said Servant for any longer time then one year or untill the Said Mitchell Should Come into the Countrey, and the Said Gardnor acknowledging in open Court that he knew that the Said Servant Came in upon that Condition from the Said Mitchell, Soe to be disposed of by the Said Iohnson, as also acknowledging himself to be one of the Consignes, The Court therefore doth order the Said Servant be forthwith delivered unto the Said Mitchell, and both parties to have their Remedie agst the Said Iohnson or his Estate and the Said Gardnor to pay Costs of Suit

Liber B.
No. 3.

Cap^t Iosias Fendall hath this day in open Court taken oath in the presence of God and before the face of the whole Court, he will neither directly nor Indirectly be any disturber to this present Government till there be a full Determination ended in England of all matters relating to this Government.

At a Provinciaall Court held at Putuxent the 25th of September 1656.

Present	{	Cap ^t William ffuller	m ^r Iohn Pott
		m ^r Richard Preston	m ^r Mich: Brooke
		m ^r Edward Lloyd	

James Veitch demandeth one Thousand three hundred Pounds of Tobacco for Thomas Cager for Service done to Cap^t Iohn Barriffe Deceased. p. 212

Nonsuit is Granted unto Cap^t Will^m Mitchell in the Suit depending between William Iohnson plf^t and the Said Mitchell defendant with Cost of Suit

Whereas it appears to this Court that Walter Pakes Administrato^r of the Estate of ffrancis Vandan deceased hath overpaid the Estate the Court doth therefore order that a Quietus est be Granted unto the S^d Pakes upon the Estate of the Said Vandan

Whereas Ann Hamond hath moved this Court for Execution against the Estate of Cap^t Iohn Barriff deceased due upon an order of Court in his life time The Court doth therefore order that if the Administ^r of the Said Barriffe's Estate doe not appeare at the next Court, And Shew reason why Execution Should not proceed then the Said Ann Hamond to have Execution, And the Administrat^r notice given him of this order.

Liber B.
No. 3.

Capt Sampson Waring
Atty of m^r Iohn Hatch plf
Capt Mitchell Attorney
of Thomas Orley defendt

Whereas by a former order of this
Court Aprill 17th 1656 in a Suit de-
pending between Iohn Hatch plf and
Thomas Orley defendt about a debt

due from the Said Orley Administrato^r of the Estate of Ed-
ward Hall deceased of 1100^l of Tobacco and Caske, and at
that Court the Said Orley Not appearing and Cap^t Mitchell
appearing this Court Attorney of the Said Orley, doth move
that it May be referred untill the next Court, which with the
Consent of the Attorney of the Said Hatch is Granted It is
therefore ordered with the Consent of the Attorney of Orley,
that if the Said Orley doe not appeare by himself nor Attorney
the next Court and Answer to the Suit then Iudgm^t to be
Granted against the Said Orley.

p. 213 Elizabeth Claxton Sworne & Examined Saith, that when
m^r ffrancis Brooke brought his wife to your Deponents house
he did beat her with a Cane while he brake it all to pieces
because She would not give the dog the paile to lick before
She fetcht water in it, and another time he had a Loyne of
Veale Roasted & She was going to take a rib of the Said
Veale, and he took an oaken board & broke it in two pieces
on her & afterwards yo^r Deponents husband gave him two
Sheeps heads and She Stewed them, and She had a mind to
one of the heads and She going for water Said, if he had any
thing She would not Eat it from him, and he riseing up with a
bloody oath Said you whore do you Long and yo^r Depon^t Said
m^r Brooke doe not Eat it for She hath a mind to it, and he
followed her forth with a pair of Tongues & did beat her with
the great end, & your Depon^t followed him and asked him if
he Long'd to be hanged, and he Said he did not Care if She
did Miscarry, if She were with Child it was none of his, and
She fell Sick Suddenly, and he gave her wormwood to drink,
and She fell in Labour one night and your depon^t asked him
what She aild, and he Said either the pox or the Devil he did
not know So your depon^t did rise out of her bed and went to
her and asked her what She ailed and She was in Labo^r and I
bid him Send for women, and he pray'd Your Deponents hus-
band to goe for the midwife, and the Midwife Came, and when
the Child was born it was all bruises and the bloud black in it
and further Saith not

Signum x

Elizabeth Claxton

p. 214 Rose Smith Sworne and Examined Saith, That yo^r Depon^t
was Sent to deliver the wife of ffrancis Brooke of a Child and
when your Deponent received it into the world it was a man
Child about three months old it was all bruised one Side of it,

and yo^r Depon^t asked her how the Child Came So bruised and She Said he did it with a pair of Tongues, and yo^r Depon^t hearing that the Lived discontentedly, brought the Child to the Said ffrancis Brooke, and yo^r Depon^t told him that it Came Soe through his Misusage, and your Deponent told him he would dearly Answer it although he Scaped in this world, yet in the world to Come he Should Answer for it before a Iudge that useth no partiality and he made me Answer that She fell out of the peach tree, And he asked her if She did not fall out of the Peach Tree and She Said yes, And further Saith not

Liber B.
No. 3.

Rose Smith

Whereas ffrancis Brooke was brought before this Court upon Suspition of Murther, and being Conceived that there is Cause of Suspition of Murther, The Court doth therefore Order that the Said ffrancis Brooke Shall Stand Committed in the Sheriffes Custody untill he give Sufficient Securitie for his personall appearance at the next Provinciaall Court to be held at Putuxent the 20th of march next to Answer the premisses

William Bretton Sworne in open Court Saith

That about five or Sixe yeares agoe a Cowe Calf was delivered by Cap^t W^m Evens to one John Norman for the use of a young Girle which Norman was father in Law to the Said Girle, and the S^d Norman bringing the Calf in this Deponents boate his own Son and one Cladrueny Maze being alsoe in the boate, and arriving at this Deponents Landing the Said Norman Called divers amongst whom was this Deponent telling them all there present that he marked that Cow Calf for the use of his daughter in Law, the Said Calfe Runn Still amongst this Deponents Cattle, and had one Calfe there afterwards Removing from of his old plantation, and going upon a Plantation in m^r Gerrards Manno^r, and the S^d Norman dying the Cattle were neglected and not looked after Concerning the Marking of the Calfe, one Eare was marked with a kind of flower de luce, the other was Swallow forked, but the under part of the Swallow fork was Soe Cutt in the markeing being like upon Sundry accidents to fall of.

p. 215


Will^m Bretton

For Information to the Court Concerning this busieness this Deponent went along with Cap^t Evans to Receive this Cowe at m^r Gerrards & poynted at the Cowe amongst all the Cattle in the Penn, Whereupon m^r Gerrard Said if I would Sweare point Blank that, that was the Very Cowe Cap^t Evens Should have her, but otherwise he finding her in his Manno^r and of his own Mark he would keep her for indeed that hanging

Liber B. piece of the Swallow fork is quite gone away, My Son will
 No. 3. depose that a yeare after the Cow was driven out of the neck
 She Came thither again to Calfe and then that piece was
 hanging at the Eare of the Cowe.

Luke Gardnor Sworn and Examined Saith that to the best
 of your Deponents Iudgment the Cowe that m^r Gerrard
 Shewed your Deponent, is not directly of the Same mark that
 the rest of the Cattle that m^r Gerrard & his Son & m^r Slye
 Shewed yo^r Depon^t And further Saith not. Luke Gardno^r

Walter Pake Sworne and Examined Saith, That yo^r De-
 ponent Comeing from the Court to Cap^t Mitchells house, your
 Deponent found m^r ffrancis Brooke lying with his head in his
 wifes Lap very Sicke and yo^r depon^t asked the Said Brooke
 how he did, and he told your Depon^t that he having the flux,
 thought that Cap^t Mitchell would be the Death of him, in
 p. 216 forcing of him to go to Court to Sue for the wages due for
 his wifes Service, Notwithstanding he either had or was to pay
 him two Cowes for the Remainder of the time his wife had to
 Serve, And further Saith not Walter Pake

p. 219 That when m^r Potts and m^r Standly Chooosed m^r Brookes
 and my Self to be Arbitrators, to the difference depending
 between m^r Potts and the aforesaid Standly, it was found by
 the Arbitrato^{rs} that Standley had received the Chattle, and
 marked the Calfes of his own marke and likewise the Said
 Standley, did put in the milke of the Said Cowes to m^r Pott
 towards his dyett, onely m^r Potts was bound by the Arbitrato^{rs}
 to transport the Chattle of the Said Standleys with all Con-
 venient Speed upon the plantation of the Said Standleys, the
 Arbitrato^{rs} did likewise find that a bull Calfe that was dead
 formerly belonging to the aforesaid Chattle did properly
 belong to m^r Standley, and that m^r Potts was to have of m^r
 Standley for the Transport of the aforesaid Chattle two hun-
 dred weight of Tobacco and this we are able to declare upon
 our Oaths
 James Langworth
 the mark  of
 ffrancis Brooke

p. 220 At a Provinciaall Court held at Putuxent the
 20th of October 1656

Present {	M ^r Richard Preston	m ^r Mich: Brooke
	m ^r Woodman Stockley	m ^r Iohn Pott
		m ^r W ^m Parrott

Whereas George Mee demandeth a debt of 240^t of Tobacco
 and Caske out of the Estate of Cap^t Iohn Barriffe deceased

due by Specialtie, It is therefore Ordered that the Said debt be Satisfied out of the Said Estate. Liber B.
No. 3.

Whereas Cap^t Iohn Barriffe deceased is indebted unto m^r Nicholas Gwider by Specialtie the Sume of 240^t of Tobacco and Caske demanded by m^r Mathewes It is ordered that the Said debt be Satisfied out of the Said Estate.

Will^m Ewens plft } Whereas W^m Ewens Sued to this Court
W^m Phillips deft } William Phillips for a debt of 2163^t of Tobacco and Caske being part of the Remainder of a Bill of 4000^t of Tobacco and Caske It is ordered that the Said Phillips Shall make payment of the Said debt within 40 dayes, else execuc with Court Charges

Ann Hamond plft } Whereas Ann Hamond arrested to this
Iohn Miles defendt } Court Iohn Miles for the payment of the Remainder of a Bill dated the 20th of march 1653. And it appearing to this Court that there is due from the Said Miles unto the Said Ann Hammond 390^t of Tobacco and Caske, It is therefore Ordered that the Said Miles Shall Satisfie the Said debt in meale at the rate of one hundred pound of Tobacco p barrell which is according to the Said Specialtie within one Month with Cost of Suit else Exec. p. 221

Whereas Emperor Smith arrested to this Court m^r W^m Battin and the Said Battin not appearing neither by himself nor Attorney, The Court hath Ordered that if the Said Battin doe not appeare neither by himself nor Attorney the next Court, then the Sheriffe to Satisfie what the Said Smith can make appeare to be due from the Said Battin

Ann Hamond plft } Whereas Iohn Lewger Standeth indebted
Iohn Lewger deft } unto Ann Hamond Attorney of Iohn Hamond 134^t of Sugar and 175^t of Tobacco and Caske and two yeares Interest 100^t Tob the Court hath ordered that the Said Lewger Shall make present payment of the Said debt with Cost of Suit or else Exec.

Cap^t Mitchell plft } The difference depending between Cap^t W^m
m^{rs} ffenwick deft } Mitchell plft and m^{rs} ffenwick defendt is Referred till a Provinciaall Court being the 20th of march next.

The Same Court Continued the 21th of octob 1656

Whereas Henry Potter arrested to this Court Thomas Orley, concerning a Lease of Land, Whereon the Said Potter now lives, and whereby the Said Orley is oblided to Leave the


Liber B. houseing and fenceing Tenantable as by the Said Lease at
 No. 3. large may appeare, And Whereas it appears to this Court that
 the Said Potter is not Impowered to Sue the Said Orley, Cap^t
 Mitchell Attorney of the Said Orley, Craveing a Nonsuit in
 the Cause, and hath promised to ingage himself in the Sume
 of 1500^l of Tobacco and Caske to make Good on Orley's part
 what he is oblided unto by the Said Lease, within Six months
 after Notice Given him that the Said Potter is Impowered by
 p. 222 Assignment to Receive Satisfaction, The Court hath Ordered
 an Nonsuit against the Said Potter with Costs of Suit & 300^l
 of Tobacoe & Caske to Orley for damage and that the Said
 Cap^t Mitchell doe give Such bond for the performance of the
 Said Lease on Orley's part

Vacated Cap^t Mitchell in open Court Enters into Recogni-
 zance of 1500^l of Tob to See the order above mentioned
 performed.

Emperor Smith plft } Whereas Emperor Smith arrested to this
 Iohn Nevill defdt } Court Iohn Nevill about Physick and Chirur-
 gery which the Said Smith applied to the Said Nevills wife,
 and the Said Nevill denying in open Court that his wife never
 had any Such things of the Said Smith, It is with the Consent
 of both parties Referred till the Said Nevills wife returne out
 of England.

Iohn Cornelius Sworn and Examined Saith That about Iune
 2 years Since this Depon^t was at Iohn Nevills house & this
 Depon^t heard the Said Nevills wife Say, if it had not been for
 the Dutch Doctor She had not been her own Woman, And
 further Saith not Iohn Cornelius

M^r ffancis Brooke Sworn & Examined Saith That about
 Seven years agoe this Deponent Carried down a young horse
 from m^r Cuthbert ffenwick and Delivered the Said Horse unto
 Coll Thomas Burbage and delivered the Same horse into his
 own hands at his own house and at that time the Said Coll
 Burbage was Sick and he did rise out of his Couch and
 received the Said Horse from this Depon^t

The mark  of
 ffancis Brooke

William Sinclare Sworne & Examined Saith, That about 4
 years agoe there was a horse of about five yeares old Sent
 down from m^r ffenwick unto Col Burbage in Cap^t Hinfields
 Ship and the Same horse was deliver'd unto the Said Coll
 Burbage at his own house, And further Saith not.

William Sinclare

Whereas Richard Collett Attorney of Cap^t Edward Streeter Liber B.
No. 3.
p. 223
 who married the Relict of Coll Thomas Burbage Deceased
 arrester to this Court m^{rs} Iane ffenwick widdow & Administra-
 trix of m^r Cuthbert ffenwick deceased for a debt of 4000^l of
 Tobacco and Caske by Bill from the S^d ffenwick unto the Said
 Burbage dated the 29th of Aprill 1649 and Whereas it doth
 appeare by Oath of ffrancis Brooke that one Young Stone
 horse was delivered unto the S^d Col Burbage at his own
 house about Six or Seven years Since in part of payment of
 the Said debt from the Said ffenwick, for which horse the Said
 Burbage was to allow 1600^l of Tob: & Caske as by Letter
 from the Said Burbage doth appeare, And also it appearing by
 the oath of William Sinclere that another Stone horse was
 delivered unto the Said Coll Thomas Burbage at his own
 house, for which horse the Said Burbage was to allow to the
 Said ffenwick 2600^l of Tob: & Caske which in all is 4200^l of
 Tobacco & Caske, The Court doth therefore Conceive that the
 Said debt is overpaid, and doth order that the Said m^{rs} Iane
 ffenwick be acquitted of the Said debt with Costs of Suits, and
 that the Said Bill be delivered unto her at a Court held for this
 Province the 20th of March next, unless the Said Cap^t Streeter
 doe in the meane time by himself or his Attorney make it
 further appeare that the Said debt in whole or part is not Sat-
 isfied and untill the Said Court the Said Bill to remain in the
 Secretaries office.

Edward Good Sworne and Examined Saith that this Depo-
 nent heard Iohn Crabtree deceased Say that half the Mill was
 George Suttons, and that a Servant Named Iohn Ramsden was
 between the Said Crabtree and the Said Sutton, and the Said
 Servant was with the Said Crabtree till the Said Servant dyed
 which was about Iune 1655 And further Saith not

the mark of
Edward X Good

It is ordered that what George Sutton can make appeare to p. 224
 be due to him from the Estate of Iohn Crabtree deceased at
 the next Provinciaall Court to be Satisfied out of the Estate of
 the Said Crabtree deceased.

Mr Iohn Hatch plft
 Cap^t Mitchell Attorney
 of Thomas Orley def^t } The Defendant by his Attorney Cap^t
 William Mitchell Attorney of Thomas Orley
 Craveing a Iury being Impannelled Sworne
 and having the Cause Stated by the Court was Sent forth to
 find the Case in Issue between the plft and defendant did return
 their Verdict as followeth viz

Liber B. We whose Names are hereunder written being of a Iury
 No. 3. Impannelled betwixt m^r Iohn Hatch pl^t and Cap^t W^m Mitchell
 Attorney of Thomas Orley defend^t is in Manner & form as
 followeth viz^t that we find for the defend^t with Cost of Suit.

Thomas Hinson, foreman	Richard Bankes
Thomas Trueman	Iohn Tilton
Hugh Standly	W ^m Marle
Walter Peake	Iohn Lightfoot
Iohn Cornelius	Iohn Nevill
Michael Basey	George Sutton

Upon which Verdict the Court doth order accordingly

Nonsuit is Granted unto Cap^t Richard Bankes def^t against
 Cap^t Evens pl^t with Cost of Suit and 50^t of Tobaccoe Damage.

Nonsuit is Granted unto Iohn Cornelius defend^t agst Richard
 Bennitt plf with Cost of Suit and 100^t of Tob Damage.

Nonsuit is Granted unto Paul Simpson defend^t against m^r
 Symon Overzee pl^t with Cost of Suit

Nonsuit is Granted unto Walter Pake def^t against Paul
 Sympson pl^t with Cost of Suit and 50^t Tob. Damage

Reference is Granted unto m^r Standley defendant and m^r
 Iohn Pott pl^t to a Provinciaall Court held at Putuxent the 20th of
 march next

Whereas Robert Taylor Petition'd this Court for Satisfac-
 tion for transporting people over Putuxent River the Court
 p. 225 hath Ordered that what the Said Taylor can make appeare to
 be due Shall be Satisfied out of the publick Levies when a List
 is taken and a Levie made

It is ordered that the Sheriffe Shall take a List of the Inhab-
 itants of Putuxent and Potomock according to an Act of As-
 sembly by the 10th of Ianuary and to be a Court at that time

Iames Veitch being demanded a debt in Court of 1108^t of
 Tobacco and Caske by m^r Rich: Preston due by Bill to Richard
 Bennet Esq the Said Veitch hath promised before the Court
 that if he doth not make it appeare by the next Provinciaall
 Court that the Said debt or part of it is Satisfied already that
 the whole or what is not paid Shall be paid or Else order to
 passe against the Said Veitch for the Said debt as aforesaid at
 the next Court

I Michael Brooke doe by these presents give unto Mary^{Liber B.}
Smith the heire of Cap^t Iohn Smith deceased three Cowes and^{No. 3.}
two Calves marked with the Swallow fork on the Right Eare
and a Crop and Slitt on the left Eare These 3 Cowes and 2
Calves I the Said Mich: Brooke doe Give to the Said Mary
Smith Iunior in Liew of one hundred Acres which m^r Richard
Preston Gave to Cap^t In^o Smith And his heires for Ever as
Wittness my hand this 20th of October 1656
Test Iohn Pott Michael Brooke

Whereas a difference between Cornelius Cannady & his
wife Susan Cannady was Referred to the hearing of Richard
Preston and m^r Michael Brooke to See if it Could be recon-
ciled, either to be united, or else to find what might be done in
a way of Equity, if they were minded to live a sunder, and that
finding that they are willing to part, We find that they are Soe
agreed and upon these Termes, first it is agreed between them
That the Said Susan Shall have and injoy to her own use all
the houshold Stuff and what elce She Can Iustly Claime that
She brought out of Virginia wth her. 2^{dly} And to allow her Soe^{P. 226}
much Tob at the Crop as Shall pay for a Cow, The Said Canna-
day doth promise to allow her one Thousand three hundred and
Seventy pounds of Tob. and Caske which is for Severall debts
Received by him due to her and Goods Sold as by a note of
particulars may appeare and to this agreement both parties
have Consented (viz^t) that the Said Susana Cannady doth bind
her Self for the future not to desire demand or expect and
further allowance, Maintainance or Subsistance from the Said
Cornelius her husband, And the S^d Cornelius doth ingage
himself to perform on his part what is above Specified, To
which agreement the parties above written have hereunto Sett
their hand this 21th of Iune 1656, and to be further Confirmed
the 28th of this Instant

Consented to Signed & Delivered Cornelius × Cannady
in the p^rsence of Richard Preston Signum
William Berrey Susana × Cannady

Acknowledged in Court on the womans part the 22th Sep-
tember 1656

The 13th of octob. 1651

These presents Testifie that I William Wildye have Received
of Cuthbert ffenwick Gent one bay Stone horse with a bald
face I say received for the use of Cap^t Thomas Burbage the
day and yeare above written p me Will Wildye
Test Robert Vaughan

Know all men by these presents that I Iohn Hamond have
and hereby doe Nominate, Constitute, make and ordaine my

Liber B. beloved wife Ann Hamond my true and Lawfull Attorney, in
 No. 3. my Name and for my use to act and doe according to power
 Granted to her & Walter Pake In a Letter of Attorney dated
 the 13th of this present month of Aprill under my hand and
 Seale And furthermore I hereby Confirme and Ratifie that
 p. 227 Said Power to herself, onely with this Addition That it Shall
 and may be Lawfull at her pleasure to Revoke, anihilate &
 disanull any Such power by me Given to the Said Walter
 Peake, or any other person whatsoever Notwithstanding any
 Such former power Soe Given and that it Shall and may be
 Lawfull for her to Act; doe, Say Sue, Implead, buy, Sell, order
 & dispose of any part of my Estate, or any thing belonging to
 me whatsoever in as full and ample power as may or Can be
 Expresst, and as if my Self were personall present, In Witt-
 ness hereof I have hereto Set my hand and Seale this Sixteenth
 day of Aprill 1655
 Signed Sealed and Delivered Iohn Hamond
 for the use of my Said Attorney
 In the p^rsence of
 M ffantleroy
 Christo: Brounridge

Know all men by these presents That I Ann Hamond wife
 to Iohn Hamond doe revoke all power Given by my aforesaid
 Husband to Walter Pake Iointly with me or to either of us
 Severally to dispose of any thing to him belonging by Vertue
 of a Second Letter of Attorney from my afores^d Husband
 revoking the Same Impowering me to Act by my Self, And
 further the aforesaid Walter Pakes is agreed hereunto as is
 Testified by me and the underwritten Wittnesses Anno Dmni
 1656 the 18th of November
 Wittnesses John Lawson Ann Hamond
 Walter Pakes

p. 230 The mark of Thomas Hopkins and Robert Hopkins for
 Hogs and Cattle viz. the Swallow taylor on the left eare and
 Crop on the right.

At a Provinciall Court holden at Putuxent the
 12th of Ianuary 1656

Present { m^r Richard Preston m^r Iohn Potts
 Michael Brooks m^r William Parratt
 m^r Woodman Stockley

William Meares Servant to m^r William Parker newly Come
 into the Countrey doth this day acknowledge in Court that he
 is not twentie yeares of age untill may Next.

It is ordered that m^r Robert Taylor and Iohn Read be the appraisers of the Estate of m^r Cuthbert ffenwick deceased and this day they are Sworne to that purpose. Liber B.
No. 3.

Whereas it appeareth to this Court that David ffarrea Came oblidged unto Hennerly Chappeen for Sugar amounting to the Summe of 1254 pounds of Tobacco and Caske and 2 Capons at 20^t of Tobacco in all amounting to 1274^t and Caske which Tobacco appeare by the oath of Henry Hooper and Clement Hinton that the Said Farrea was to See Satisfied, The Court doth therefore Order that the Said ffarrea Shall make present payment of the Said 1274 pounds of Tob^o and Caske or Else Execution, In the presence of this Court with Consent of both parties there is 222^t of Tobacco Discompted. p. 231

Henry Hooper Sworne and Examined in open Court Saith, That when Henry Chappeen Came and demanded of David ffarrea, the Said Chappeen asked him for the Summe, and the Said ffarrea told him, that he Should have his Tobacco the first that he received, And further Saith not

Signum

Henery HH Hooper

Clement Hinton affirmeth the Same

Clement Hinton

Whereas it appeareth to this Court that Robert Kingsbury is indebted unto Daniell Brown for wages the Summe of 220 pounds of Tobacco and Caske and 3 barrells of Corne The Court doth Order that the Said Kingsbury Shall Satisfie the Said wages, he the Said Brown putting in Securitie to the Said Kingsbury to Save him harmless from any thing wherein the Said Kingsbury is engaged for the Said Browne to Cornelius Abraham with Cost of Suit or Else Execution.

Friendship Tounge being deceased and his wife refusing to Administer, Administracōn is Granted to m^{rs} Iane ffenixe upon her Petition for that purpose with the Consent of the widdow.

Whereas Elizabeth Iolly hath Slanderously abused m^{rs} Turner and m^{rs} Bussey as by oath appeareth and being not able to prove it, The Court doth therefore order that the Said Elizabeth Iolly Shall Stand Committed untill She Shall in open Court acknowledge that She hath doth them wrong and likewise put in Security for her Good behaviour untill the next Court and to pay Court Charges.

Liber B.
No. 3.
p. 232

At a Court held at Putuxent 13th 1656
Commissioners Present as the day before

Attachment's Granted to m^r William Parker against the Estate of Major Iohn Billingsly for a debt Claimed by the Said m^r Parker of 2119^l of Tobacco and Caske

Michaell Basey having proved that the Estate of Iohn Crabtree is indebted unto him 600 pounds, The Court doth order that Satisfaction Shall be made unto the Said Basey, out of the Said Estate of the aforesaid Crabtree deceased of the 600 pounds of Tobaccoc

Whereas Henry Billsbury Servant to Iohn Little most Lamentably hath Complained to this Court of his hard and Cruell usage from his Said Master as by his Petition appeareth, The Court doth order that the Said Servant with the Sheriffe who is hereby required with the first Convenience, to transport the Said Servant to his masters house, And to require the Said Little to give Bond with Securitie for his Good Demeanor to the Said Billsbury untill the next Court, as also to make his appearance then to Answer the Complaint of his Said Servant, and other misdemeanours, and if in Case the Sheriff See
p. 233 Cause then to take the Said Servant into his keeping untill the next Court and if the Said Little refuse obedience to this order, the Sheriffe is hereby required to take the Said Little into his Safe keeping untill he give Bond with Securitie for his obedience hereunto, and also to bring Such Conditions or writings with him the Said Little, as may manifest upon what accompt the Said Little Claimes Servitude from the Said Billsbury.

Whereas Timothy Guttridge Suing to this Court for a debt of 3276 pounds of Tobacco and Caske due by Bill from Iohn Knap and the Said knap Confessing the debt The Court doth order that the Said knap Shall Satisfie the Said debt within 10 days or Else Execution with Cost of Suit.

Whereas m^r Woodman Stockley Attorney of Thomas Cole hath Petitioned this Court for a debt of 750 pounds of Tobacco and Caske due by Bill from Iohn Knap to the Said Cole, and the Said Knap Confessing the debt, The Court doth order that the Said Knap Shall Satisfie the S^d Debt within 10 dayes or Else Execution.

40 pounds of Tobacco is allowed to Henry Keen for his attendance 2 days at the Court in the behalf of Thomas Semare

Whereas Iames Veitch Standeth indebted unto William Cooper by Specialty in the Sume of four hundred pounds of Tobacco and Caske, and as that remaineth unsatisfied The Court doth Order that the Said Veitch Shall make present payment unto William Wilkinson Attorney of the Said Cooper an Administrator, or to the Said Administ^{rs} Attorney. Liber B.
No. 3.

David ffarrea plft }
Richard Garford deft } Whereas David ffarrea arrested to this Court Richard Garford for a debt of 455 pounds of Tobacco and Caske, and the Said Garford making it appeare that upon demand of the Said debt he did tender payment, And the Said ffarrea alledging that the Said Tobacco was not Merchantable, It is ordered that the Said Tobacco So tendered, Shall be Viewed by m^r Harrisse and m^r Stockley who are Indifferently Chosen by the Said parties and if the Said Tobacco be found Merchantable, then the Said ffarrea is to receive it and to pay one hundred pound damage with Cost of Suit, But if not Merchantable then the Said Garford to pay Cost of Suit p. 234

Order to
Geo: Sutton } Whereas George Sutton hath made appear to this Court by a Deposition and a Letter that half the mill that Iohn Crabtree had was the Said Suttons, and Likewise two Oxe Chaines, The Court doth order that the Said Sutton Shall have half the mill and the two Oxe Chaines or Satisfaction for them as the parties possessed with these Goods and George Sutton Can agree.

Iohn Williams plft }
Michael Basey deft } Whereas Iohn Williams arrested Mich^l Basey to this Court upon an Action of defamation and it appearing to this Court that there was no Cause of a Suit, The Court doth order that the Suit be dismiss and the Said Williams to pay Cost of Suit and 60 pounds of Tobacco to Henry Bullin and his wife as Wittnesses.

David Farera plft }
Tim. Guttridge deft } Whereas Timothy Guttridge Standeth Indebted unto David ffarrea in the Sume of 430 pounds of Tobacco in Caske as by Specialty appeareth, The Court doth therefore order that in Case the Said Timothy Guttridge doth not within 10 dayes make paym^t of this Sume of 430 pounds of Tobaccoe then Execution, otherwise if payment be made present the Said ffarrea to pay all Charges in the Suit otherwise the Said Guttridge to pay the Charge

David Farera }
Empror Smith } Whereas David ffarrea arrested to this Court Emperor Smith for a debt of 488 pounds of Tobacco & Caske by accompt and the Said Smith Confessing

Liber B. the debt The Court doth order that the Said Smith Shall Satisfie the Said Debt within 8 days or Else Execution wth Cost of Suit
No. 3.

p. 235 The difference depending between William Bramaell plant and m^r Iohn Potts defend^t is referred to the next Prov^l Court.

Hubert Patee being arrested to this Court at the Suit of William Turner, It is ordered that the Suit be dismist and the Said Patee to pay Cost of Suit

Order for Attachm^t Versus th^e Estate of major In^o Billingly

Whereas major Iohn Billingsly was arrested to this Court at the Suit of Thomas Semer and by the Testimony of the Sheriff the Said Billingsly did engage his Estate in this Province for his appearance at this Court in the Suit, and he not appearing the Court doth order that an Attachment be Granted against the Estate of the Said Billingsly to the Value of 4000 pounds of Tobacco to Answer Such demands as the Said Seamer Shall Iustly make appeare to be due upon Legall determination at the Provinciaall Court to be held the 20th of march next

Whereas David ffarrea hath made appear to th^s Court th^t Tho Seamer Standeth indebted unto him by Sp^lty the Summe of 1023^l of Tob & Cask The Co^rt doth ord^r that th^e S^d Seamer Shall make full Satisfacōn in 10 days wth Cost of Suit otherwise Execution

Order to Peter Ioy ver: Hen: Catchman for building

Whereas Peter Ioy hath Petitioned this Court for Satisfacō for his building a 15 foot dwelling house for Henry Catchmā who being non resident, The Court doth order that the Said Ioy Shall have his Satisfaction out of the house which he So built which is 300 pounds of Tobacco and Caske with Cost of Suit

David ffarrea plant } Whereas David ffarrea hath made appeare
Iames Iolly defendt } to this Court that Iames Iolly Standeth indebted to him in the Summe of one Thousand five hundred and twenty pounds of Tobacco in Caske by Specialty due upon demand dated the first of November 1656 The Court doth therefore order that the Said Iames Iolly Shall within 10 days Satisfie the Said debt with Cost of Suit or Else Execution

Emperor Smith } Whereas by former Order m^r Battin being
Ver: Battin } arrested to Answer the Suit of Emperor Smith And the Said Battin not appearing, It was then Ordered that if

the Said Battin did not by himself nor Attorney Appeare at this Court then order to pass against the Sheriffe. And the Said Battin not appearing It is ordered that the Said Sheriffe Shall make Satisfaction unto the Said Smith for the use of the Said Battin 630 pounds of Tobacco and Caske being for Physick and Surgery and the Sheriffe to have his remedy against the Said Battin or his Estate with Cost of Suit.

Liber B.
No. 3.
p. 236

Know all men by these presents that I Henry Potter of Maryland planter (for and in Consideracōn of the assignment of a Covenant made by & between Thomas Orley and Samuell Scott) Have Covenanted Granted, Articled, promised and Agreed, And by these presents doe for me my heirs Executors ad administ^{rs} Covenant, Grant, Article, promise and Agree to and with Thomas Orley of Chickokoane in the Colony of Virginia planter and William Mitchell of Maryland Esq Attorney of the Said Thomas Orley their heirs Executors and Administrators by these presents That I the Said Henry Potter my heirs Executors and Administrators Shall and will well and Sufficiently Save defend and keep harmless and indemnified as well the Said William Mitchell his heirs Executors and Administ^{rs} of and from one Recognizance of 1500 pounds of Tobacco and Caske by him lately entred into the Court Condi^cōned for the fenceing and repairing a house and plantacōn late Thomas Allens according to a Covenant Entred into and made with Iohn Hatch and Richard Banks two of the Overseers of the Estate of the Said Thomas Allen by Thomas Warr and Rob^t Sharp as also to Save defend and keep harmless and Indamnified the Said Thomas Orley his heirs Exec^{rs} and Administrators of and from all Suits Charges troubles and Incumbrances whatsoever to be had Commenced or prosecuted against him or them by any person or persons whatsoever for upon or by Vertue of the Covenant made by the Said Thomas Warre and Robert Sharp with the Said Iohn Hatch and Richard Banks as aforesaid, which Covenant was made and Entred into the 24th of October 1648 and the Said Henry Potter doth hereby publish and declare his Consent and desire that the Court will please forthwith to discharge and Anihilate the Recognizance Entred into by the Said William Mitchell as abovesaid, In Wittness whereof the Said Henry Potter have hereunto Sett my hand the Seventh day of November 1656

p. 237

Signum

Subscribed & Delivered in the
p^rsence of Nicholas Barcholest
Edmond Lemond

Henry T Potter

Mr Bassill Little Sworne and Examined in open Court Saith,
That Elizabeth Iolley upon the missing of Some Linen that

Liber B. was lost, I the Said Little asking her for them did Answer
 No. 3. that nobody was there but William Turners wife, and George
 Busseys wife, and Swore an Oath that one of them two must
 have them

Bassill Little

M^{rs} Dorrington affirmeth the Same and more that the Said
 Iolley Should Swear Gooddy Turner was a Thiefe

Signum M^{rs} A Dorrington

Mary Damaell affirmeth the Same

Signum Mary M Damaell

George Bussey Sworne and Examined in open Court Saith,
 That there was a bargaine betwixt Thomas Seamer and Ed-
 ward Keen, That Edward Keen Sold Thomas Seamer all he
 was possessed of, onely his wearing Cloaths Excepted and
 further Saith not

Signum George × Bussey

Iames Iolley affirmeth the Same

Signum

Iames I I Iolley

Clement Hinton Sworne and Examined in open Court Saith
 That David Farrea promised to m^r Ewens 2 pence a pound
 really for any Goods he Should receive & Clement Hinton

p. 238 Edw^d Good Sworn & Examined in open Court Saith th^t In^o
 Crabtree p^mised Goodman Bassey Satisfacōn for his dyet in
 th^e time of his Sickness w^{ch} was 11 weeks & q^r of a hog th^t In^o
 Crabtree had of mich^l Bassey & a Cannoe th^t In^o Crabtree
 had of the S^d Bassey & further Saith not

Sign Edw^d O Good

Clem^t Hinton Sworn & Examined in open Co^rt Saith th^t
 David ffarrea hired of m^r Henry Hooper th^e Store th^t was m^r
 Iordans wthout mencōning any more and further Saith not,

Clem^t Hinton

Edward Good Sworne and Examined in open Court Saith
 that Thomas Seamer Should Say that Iohn Tennis was a
 Thiefe and a hogstealer and further Saith not

Signum Edward ꝥ Good

Timothy Gunton Sworne and Examined in open Court
 Saith that m^r Iohn Potts was to give William Brammaell 7
 barrells of Corne a Share for 4 Shares, and the Said m^r Potts

did give the aforesaid Bramaell Earnest to bind the Bar-
gaine when he bought the Corne and farther Saith not
Timothy Gunton

Liber B.
No. 3.

Iohn Merthe Sworne and Examined in open Court Saith
that m^r Iohn Potts was to give William Bra^maell 7 barrells of
Corne a Share for 4 Shares and that the Said m^r Potts was to
Come downe the Munday following to See the Corne ; and the
Said Bramaell Said he had no accomodation for him, where-
upon m^r Potts Said he would Send down his man, and gave
the Said Bramaell Charge of his hogs which were in the
Corn field to the Number of fifteen or Sixteen, and the Said
Bramaell replied he would be more Carefull then formerly
he had been, And further Saith not

Signum
Iohn O Merthe

Iames Veitch Sworne and Examined in open Court Saith
That in a bargaine made betwixt William Turner and Hubert
Pattee, that Hubert Pattee did bargaine with the Said William
Turner to Live with him this present yeare, and that the Said
Hubert Patee was to to allow him the Said Turner 2 Shares
and a half provided the Said Turner Should get a new hand
and the Said Patee was to lay in 4 barrells of Corne and a Cowes
Milk and more if he had it and to find Soap and William
Turner his washing, George Bussey affirmeth the Same

Iames Veitch
Signum George x Bussey

These presents Wittness that I William Mitchell Esq doe
acquit and Discharge Iames Gunnion of all debts, dues
demands reckonings, bills, bonds, or accompts whatsoever from
the beginning of the world till the day of the date of these
presents as Wittness my hand this 8th of Ianuary 1656

p. 239

William Mitchell

Tested by
Pa: Simpson
Robert Thimelby

Iames Gunnion and Patrick Milligan doth this day Enter a
Caveat in the Secretaries office for Administration upon the
Estate of Andrew Scott and Thomas Ager deceased, Ffeb-
ruary 22^d 1656

January the 20th } George Bussey doth this day enter a Caveat p. 240
1656 } for Administration of the Estate within this
Province belonging to Edward Beasly deceased.

Liber B. Caveat Entred by William Stogden for administration upon
 No. 3. the Estate of William Gibbins deceased the 26th of January 1656
 p. 241

The difference depending between David Farrera pl^t and Henry Hooper defendant being referred to a Jury who returned their Verdict as followeth viz^t

The Names of the men of the Iury

Cap ^t William Mitchell foreman.	Thomas Reed
John Knap	m ^r Thomas Thomas
m ^r Hugh Stanly	Henry Keen
Robert Tayler	Edward Keen
Mich: Basey	W ^m Turner
John Hamleton	George Bussey

p. 242 The particulars being acknowledged by the defend^t as well in quantity as price according as they are Stated in the plfs accompt we doe find and allowe to the plaintiff upon the accompt the Rest of the accompt being denyed by the defend^t and not proved by the plaintiff, we doe not find or allow of Soe the Some we finde for the pl^t upon his accompt is Seventeen hundred Seventy five pounds of Tob and Caske, and the rest of the accompt we leave to future result, and find that the pl^t is to pay all Costs of Suit in respect there appears to us 80^{ty} pounds of Tob and Caske due to the defendant upon his Claime more then the 1775 pounds of Tob and Caske above mentioned.

Henry Hooper pl^t } These particulars upon the Accompt amount-
 David Farrera de^t } ing to Eight hundred fifty five pounds of Tob. and Caske, and one Thousand pounds of Tobacco and Caske upon Bill being acknowledg'd by the defendant, we doe find and allow to the pl^f being in all 1855 pounds of Tob and Caske, the rest of the accompt being not proved nor acknowledged by the defendant we do not Intermeddle with, but find that all the house Except what was formerly m^r Iordans Store) was Employed with m^r Hoopers Consent, and remain Still to be Satisfied, but that and the other demands we Leave to future result, and give the pl^t Cost of Suit

Timothy Goodridg } Be it known unto all men by these presents
 oblig. to Bassill } that I Timothy Goodridge doe bind over unto
 Little merch^t } Bassill Little Merchant all the Tobacco of m^r Knaps that is now hanging in Iohn Cornelius house for the Satisfying of Eight hundred Seventy nine pounds of Tobacco and Caske, As Wittness my hand this 28th of ffeb^r 1656
 Wittness Edward Keene

Timothy Goodridge

At a Provinciaall Court held at Putuxent the 10th
of March 1656.

Liber B.
No. 3.

present { M^r Richard Preston M^r Iohn Potts
 { M^r Michael Brookes
 { M^r Woodman Stockley

David Farrera plft } Whereas David ffarrera arrested to this p. 243
Cornelius Canedy deft } Court Cornelius Cannedy for a debt of 2000
pounds of Tobacco and Caske due by Specialty dated the 13th
of October 1656 payable upon all Demands, The Court doth
order that the S^d Cannedy Shall forthwith Satisfie the Said
debt of 2000 pounds of Tobacco and Caske with Court
Charges or Else Execucōn

Thomas Robinson plft } Whereas Iames Attchison is indebted
Iames Attchison deft } unto Thomas Robinson the Sume of five
hundred pounds of Tobacco and Caske assigned to Henry
Osborne and the Said Osborne Impleading the Said Attchison
for the Said debt, The Court doth order that the Said Attchison,
Shall forthwith Satisfie the Said debt unto the Said Osborne
of 500 pounds of Tobacco and Caske with Cost of Suit or
Else Execution

David Farrera plft } Whereas David Farrera arrested to this
Henry Pope defendt } Court Henry Pope for a debt of 997 pounds
of Tobacco and Caske due by Bill dated the 16th of october
1656 payable upon all demands, The Court doth order that
the Said Pope Shall forthwith Satisfie the Said debt with Cost
of Suit or Else Execution

Timothy Guttridge plft } Whereas Iames Attchison Standeth In-
Iames Attchison deft } debted unto Timothy Guttridge the Sumē
of 350^l of Tobacco and Caske due by Bill dated Ianuary the
26th 1656 payable upon all demands The Court doth order
that the Said Attchison Shall forthwith Satisfie the Said debt
with Cost of Suit or Else Execution

The Suit depending between m^r Battin plft and m^r Morgan
defendant is by the Consent of both parties referred unto the
next Court.

Whereas Hubert Patee was arrested to this Court by George
Bussey and Iames Veatch for having Notoriously Slander'd
them in their reputations, in Saying the Said Bussey and
Veatch, had forsworne themselves to the pitt of hell, and the
Said Bussey and Veatch having proved their Complaint, The
Court doth order that the Said Hubert Patee Shall Stand

Liber B. Committed, untill he the Said Patee, Shall in the face of the
 No. 3. Court, ask the parties Grieved forgiveness and to pay 500^l of
 Tobacco to the publick use and put in Securitie for his Good
 behaviour and to pay Cost of Suit.

Order to } Administration is Granted to William Stockden
 W^m Stockden } upon the Estate of William Gibbins deceased

Whereas William Stokden hath made appeare to this
 Court that William Gibbins was Indebte unto him the Said
 Stockden 587 pounds of Tobacco and Caske The Court doth
 order that the Said Stockden Shall be Satisfied out of the
 Estate of the Said Gibbins deceased

Empror Smith } Whereas Emperor Smith demandeth 510^l of
 W^m Gibbins } Tobacco out of the Estate of William Gibbins
 deceased for Physick administred by him the Said Smith to the
 Said Gibbins in his Sickness, The Court doth order that the
 Said Smith Shall be Satisfied 500^l of Tobacco out of the
 Estate of the Said Gibbins deceased.

The Suit depending between Henry Billsberry plf^t and John
 Little defend^t is referred to the next Court

Mr Richd Harris plft } Whereas Iames Attchison and
 James Attch: & Tim: Gutt: def^t } Timothy Guttridge Stand indebted
 p. 245 unto m^r Richard Harris in a Bill of 2000 pounds of Tobacco
 and Caske dated the 24th of March 1655 due the tenth of
 October 1656 The Court doth order that the Said Attchison
 and Guttridge Shall forthwith Satisfie the S^d debt with Cost of
 Suit, or else Execution.

Richard Harris plft } Whereas Timothy Guttridge Standeth
 Timothy Guttridge def^t } Indebted to m^r Richard Harris the Sumē
 one Thousand five hundred pounds of Tobacco and Caske by
 Bill dated the 25th of October 1656 due upon all demands,
 The Court doth order that the Said Guttridge Shall forthwith
 make Satisfaction of the S^d debt or Else Execution

Peter } The Eare Marke of Peter Iohnson, for hogs and
 Iohnson } Cattle viz. the half moon, or ovekeele on the top of
 Eare mark } the Right Eare, and a Crape of the left.

Timothy Guttridge plft } Whereas Iames Attchison Standeth In-
 Iames Attchison def^t } debted unto Timothy Guttridge in the
 Sumē of 304 pounds of Tobacco and Caske being in full of a
 debt due to the Said Guttridge bearing date the 9th of July

1656 payable the 20th of October 1656, The Court doth therefore order that the Said Attchison Shall forthwith Satisfy the Said debt of 304^t of Tobacco and Caske with Cost of Suit or Else Execution

Liber B.
No. 3.

Order to } Administration is Granted unto George Bussey
Geo: Bussey } upon the Estate of Edward Beasley deceased
within this Province deceased

David ffarrera plft } Whereas David Farrera arrested to this
m^r Hen: Hooper def^t } Court m^r Henry Hooper in an action of
Equity and hath Exhibited his Bill of Complaint, and the Said
Hooper not appearing, The Court doth order that if the Sheriff
do not Cause the appearance, of the Said Hooper or Some
one for him the next Court, then order to passe against the
Sheriffe.

Refferrence is Granted in the Suit depending between William Muffett plft and Iohn Hawkins defendant is referr'd to the next Court

Whereas Henry Hooper arrested to this Court David p. 246
ffarrera, and the Said Hooper not appearing, the Court doth
order that the Said Hooper be non Suited and pay Cost of
Suit.

Mathew Smith plft } Whereas Mathew Smith arrested to this
David ffarrera def^t } Court David ffarrera and the Said Smith not
appearing, The Court doth Order that the Said Smith be Non-
suited and pay 100^t of Tobacco Damage with Coste of Suit.

Will: Battin plft } Whereas Walter Carre was arrested to this
Walter Carre def^t } Court, at the Suit of m^r William Battin in an
Action of debt, and Cap^t Waring appearing as the Attorney
of the Said Carre, and the debt by account to the Said Battin
being 451 pounds of Tobacco and Caske, The Court doth
order that the Said Carre Shall forthwith Satisfie the Said debt
with Cost of Suite or Else Execution

Robert Kingsberry Sworne and Examined in open Court
Saith that Hubert Patee did Say that William Turners Witt-
nesses which were George Busse and Iames Veatch were fore-
Sworne to the pitt of Hell and further Saith not

Signum
Robert K Kingsberry

William Turner affirmeth the Very Same, and farther Not.

Signum
William T Turner

Liber B. Robert Tayler Sworne and Examined in open Court Saith,
 No. 3. that Cap^t Iohnson Caused a brown Steer with a Mealy Nose
 Broad head to be killed in the depon^{ts} penn, which Steare to
 the Deponents best remembrance and knowledge was 3 years
 old or upwards, The Steare to the Deponents best remem-
 brance was Cropt on the left Eare, the other Eare hole only a
 Nike or two Slitt in, which Stear the Depon^t meeting in his
 penn inquired of Cornelius whose Steare it was, Cornelius Re-
 p. 247 plied to the Deponent, answering it was his, and desired it
 might Goe in his Penn The next that laid Claime to this
 Steare was Cap^t Iohnson who Sent his men to kill it, and
 farther the Deponent Saith not.

Signum

Robert RT Tayler

Iohn Dammarell Sworne and Examined in open Court
 Saith, That the last october was a twelvemonth at a Provinciall
 Court Cap^t Iohnson desired the Said depon^t to kill a Steare
 for him, and that Iames Wilson and Iohn Boone went with the
 Deponent, and Shewed him a broad horn'd Steare of a Brown
 Collour with a Mealy Nose about the age of 3 years or 4 and
 farther Saith not,

Iohn Dammerell

William Howse Sworne and Examined in open Court Saith
 that he the Said Depon^t heard Iohn Little Call his Servant
 Billsberry upon the Sabbath day, and likewise heard a Noise
 of Beating at the Morter, And farther Saith not.

Signum

William WH Howse

Stephen Harloe Sworne and Examined Saith that about two
 yeares agoe this Deponent being at the house of Iohn Little,
 on a Sabbath day in the Morning did hear the Said Little Call
 up his Man Henry Billsberry to beat and also to Bake on the
 Sabbath day and, farther Saith not

Signum

Stephen S Harloe

Richard Garford Sworne and Examined Saith that first he
 was Employed by Iohn Little to fetch home his Servant Bills-
 berry, and his Indian from the Indian Cabbin, and they would
 not Come Saying they they had rather live with the Pagans
 than Come home to be Starved for want of food, Cloathing
 and have their Brains beaten out, farthermore the Deponent
 Saith that the Said Little did Imploy two Indians to fetch home
 his Man Henry and they brought him home, Then the Said
 Little Called for divers to bind him, and So was determined
 to keep him Bound till the Court as the Said Little did Ex-

presse, then the Said Billsberry did request Henry Pope to be his Security Untill the Court. Liber B.
No. 3.

And when the Court Came Henry Pope Inquired of the Said Little whether he the Said Pope Should Carry him down or whether the Said Little would himself whereupon Little Replied no, neither: for what Shall a man get by going to Law with a Servant, but lett him follow his work, and I freely forgive him for running away p. 248

Farther the Deponent Saith, that the Indian did Declare that Henry Billsberry did Carry away nothing but that he the Said Indian did Carry away all himself.

Richard Garford Sworne and Examined Saith that when Henry Pope, who had then the Command of Henry Billsberry, Commanded the S^d Hen: Billsberry that he Should not goe out to use his Gunn on the Sabboth day, then the Said Little did Command the S^d Billsberry to Goe, Saying, what hath any man to doe with my Servants, And farther Saith not
Iurat Coram me Richard Garford

Woodman Stockley

Thomas Binkes Sworne and Examined Saith, that William Gibbins lately deceased did give unto Julian Hyell, part of Cowe and Calfe, which Calf was then with the Said Cowe, being both betwixt the Said depon^t and the Said William Gibbins as Equall Sharers in the aforesaid Cowe and Calfe and farther Saith Not. Thomas Binkes

Iurat Coram me Richard Preston

Michaell Farmer Sworne and Examined Saith That William Gibbins promised unto Iulian Hyell part of a Cowe and Calfe which was betwixt him the Said Gibbins and Thomas Binkes in Case that he the Said Gibbins Should dye, and farther Saith not

Iurat Coram me

Richard Preston

Signu

Michael M Farmer

Edward Good Sworne and Examined Saith that Michael Basey had of Iohn Crabtree one barrell of beer and Some Caske to put Tobacco in & Saith no farther. Signu

Edw^d × Good

Clement Hinton Sworne and Examined Saith that when we went to Potomock River to receive Iohn Cornelius Goods and being arrived the Said Cornelius had fraighted Col: Smith, whose Ship was then Come, and because of his the Said Cor- p. 249

Liber B. nelius freight we left our own Tobacco here to take in when
 No. 3. we Came back againe, And the Depon^t told Cap^t Mitchell
 before we went, that we Sho^d be at, at the least 30^t pounds
 Damage Considering the loss of time, and payment of mens
 wages, wearing out our Sailes and making the Ship unfitt of
 Carrying any Tobacco out of this River, And Cap^t Mitchell
 replied he was ingaged, and he must perform his bargaine
 what ever he lost by it, And the deponent told the Said Cor-
 nelius at January Court Last that Cap^t Mitchell would be dam-
 nified 30^t pounds by Going for his the Said Cornelius Goods,
 whereupon the Said Cornelius replied what need you take
 Care for that, it will be but for 3 or 4 dayes, And further Saith
 not. Clement Hinton

Henry Chapin Sworne and Examined Saith that when Cap^t
 Mitchell had taken freight for Iohn Cornelius Goods, the
 Depon^t hearing of it told Cap^t Mitchell it would be 40 pounds
 out of his way, who replied he Could not help it, having
 ingaged himself, and must prove himself an honest man in per-
 forming his pmise And the Said Cap^t Mitchell Said Moreover
 to the Deponent, that if it were not for taking in Cornelius
 Goods, he would take in his the Said Deponents then. Soe we
 Came into Patomock River before Col Smiths Ship Came
 there, and were forced to Come back againe to take in our
 Tobacco, or else we had not Came, And further Saith not.

Henry Chapin

p. 250 Be it known unto all men by these presents that I Elizabeth
 Manship doe resigne over unto Bartholomy Herring my full
 right and Title of one Cowe Calfe, which was given unto the
 Said Bartholomy Herring in Liew of a Cannoe which my Hus-
 band Richard Manship, upon his last will and Testam^t left
 March 23^d 1656 unto Bartholomy Herring as Wittness my hand march
 the 23^d 1656

Signum

Elizabeth A Manship

Wittness Richard Smith }
 Thomas Belcher }

Recordu Verum ex Orriginali
 Teste Thomas Turner Clk

At a Provinciall Court held at Putuxent the
 20th of march 1656

Present { Cap^t William ffuller, M^r Michael Brooke
 m^r Rich: Preston, M^r William Parratt
 M^r Edward Lloyd,

Order for Administracōn unto m^{rs} Sarah Marsh

Whereas m^{rs} Sarah Marsh administratrix of the Estate of
 her husband m^r Thomas Marsh deseased hath by her Attorney

Sued to this Court for Administracōn of the Estates of Valerius Leo, and Andrew Hanson Deceased, and whereas it appears to this Court by the Oath of m^r Thomas Ringold, that the accompts of m^r Marsh wherein the Said Leo and Hanson is Charged debtor was Sworne unto be the Said m^r Marsh in his Life time, before m^r Thomas Meers The Court doth therefore Order that Administracōn be Granted unto the Said m^{rs} Sarah Marsh upon the Estate of the Said Valerius Leo and Andrew Hanson deseased.

Liber B.
No. 3.

William Berry plft }
Iohn Little defendt } Whereas it appears to this Court that In^o Little hath Notoriously Scandalized M^{rs} Elizabeth Potts as by the Depositions of Henry Pope and Richard Garford appeareth, The Court doth therefore order that the Said Little Shall stand, Committed, untill he Stand for the Space of one hour at the Door of this present Court, with a Paper in his hatt written in Capitall Letters Signifying that he hath Scandalized the Said m^{rs} Potts and that he pay five hundred pounds of Tobacco in way of fine to the publick use and Cost of Suit

p. 251

William Berry plft }
Iohn Little defendt } Whereas William Berry hath petitioned this Court against Iohn Little for Notoriously Scandalizing his father and mother. And whereas it appeareth to this Court by the Testimony of Henry Pope and Richard Garford that the Said Little hath Slandered the Said parties, The Court therefore order that the Said Little Shall Stand by the whipping post Stripped naked from his waest upwards for the Space of one hour with a whip over his head and pay five hundred pounds of Tobacco in way of fine to publick use, And to put in Securitie for his Good behaviour, And to Stand Committed untill he perform this order with Cost of Suit

Order to Hen: Pope & Richard Garford for Charges

Whereas Henry Pope and Richard Garford were Summon'd to this Court as Wittnesses in the behalf of Iohn Little and Suing to this Court for Satisfaction for their travell and attendance, and Dyett at the Ordinarie, and having made appeare that they have lost Six dayes time, and four Dyetts at the Ordinary, The Court doth order that the Said Pope and Garford be allowed one hundred pounds of Tobacco to be paid by the Said Little for their loss of time and Dyett

Order to Hen: Pope

Whereas Henry Pope hath made it appeare that being Summoned to a Court the 10th of this Instant in the behalf of Henry Billsberry he gave his attendance four dayes and Expended on dyett at the ordinary, The Court doth order that

Liber B. the Said Billsberry Shall Satisfie the Said Pope 50 pounds of
 No. 3. Tobacco for his Loss of time & Dyett at th^e ordinary

p. 252 Phillip Hyde plft }
 Ino Williams deft } Whereas Phillip Hyde hath Peticōn'd this
 Court against Iohn Williams for Satisfaction
 for 4 months Dyett, Lodging, and his part of one Barrell of
 Beer, which Beer the Said Williams had as by the Testimony
 of Michael Basey appeareth and the Said Hyde demanding
 300^l of Tobacco for his Satisfaction, which the Court Iudges
 resonable, but the Said Defendant not appearing at Court by
 reason of the Sheriffs remisnes, The Court doth therefore
 order that the Sheriffe Iames Veitch Shall Satisfie the Said
 Hyde 300^l of Tobacco with Cost of Suit within five days or
 Else Execution.

At a Provinciall Court held at Putuxent the
 21th of March 1656
 Commissioners Present as the day before

Order to m^r Francis Brooks

Whereas by former order bearing date the 25th of September
 last It was ordered that ffrancis Brookes Should enter into
 Bond with Securitie for his psonall appearance at this Court,
 and he having given Bond of ten thousand pounds of Tobacco
 for his appearance and he the Said Brookes having appeared
 & peticōn'd this Court to be dismissed, and to have in his Bond
 And the Court Considering that the S^d Brookes by his
 appearing hath fullfilled the Said order, Hath thought fitt,
 and doth therefore order that the Said Brooks have in his
 Bond and be discharged of that order.

Order to Aron for Charge

Whereas Aron Iacobson was Summoned to the Last Court
 where he Attended four dayes and at this Court three days by
 Henry Billsberry the Court doth order that the Said Billsberry
 Shall Satisfie the Said Iacobson one hundred and forty pounds
 of Tobacco for his Loss of time and Expences in Dyett.

Order Versus Iohn Little

Whereas Iohn Little by former order of this Court was
 ordered to Stand one hour at the whipping Poste, Stripped
 p. 253 naked from the waste upwards, The Court upon Petition of
 the Said Littles wife and the request of divers Neighbours, and
 in regard of the Said Littles age, and unseasonableness of the
 weather, The Court doth order that the Said Little performe
 the Said order, only the time that th^e Said Little is to stand at
 the whipping post be as Short as may be.

Richard Harris plft } Whereas m^r Richard Harris arrested to this Court Michael Basey for a debt of one Thousand four hundred pounds of Tobacco and Caske due by Bill payable the 10th of October last dated th^e 5th of may last, The Court doth therefore order that the Said Basey Shall make present Satisfaction of the Said one Thousand four hundred pounds of Tobacco and Caske with Coste of Suit or Else Execucōn

Liber B.
No. 3.

Michael Basey plft } Whereas Michael Basey arrested to this Court Phillip Hyde for a debt of one Thousand four Hundred forty Six pounds of Tobacco and Caske by Bill and accompt, as by the acknowledgment of the Said Hyde in open Court appeareth, The Court doth therefore order that the Said Hyde Shall make present Satisfaction of the Said one Thousand four hundred forty Six pounds of Tobacco and Caske with Cost of Suit or Else Execution.

Timothy Guttridge plft } Whereas Timothy Guttridge arrested to this Court Iohn Knap for a debt of four hundred and twenty pounds of Tobacco and Caske, and the Said Knap Confessing the debt, The Court doth therefore order that the Said Knap Shall make p^rsent Satisfaction of the Said four hundred and twenty pounds of Tobacco and Caske wth Cost of Suit else Execution.

Order to m^r Hen: Hooper for Administracōn upon th^e Estate of m^r Lawrence Starkey

Whereas m^r Henry Hooper Attorney of m^r Meese hath Petitioned this Court for Administracōn of the Estate of M^r Lawrence Starkey deceased, And the Court Conceiving the Said Hooper the Greatest Credit^r to th^e S^d Estate doth order that Admⁿ be Granted unto th^e S^d Hen: Hooper upon th^e Estate of the Said Lawrence Starkey deced.

Mr Iohn Harris plft } Whereas it appears to this Court that Iohn p 254
Iohn Grammer def^t } Grammer Standeth indebted unto m^r Iohn Harris of London Merch^t the Sum^e of Two thousand Seventy Seven pounds of Tobacco and Caske as by Bill bearing date the ninth of Aprill last payable the 10th of November last appeareth and the Said Grammer Confessing the debt, The Court doth order that the Said Grammer Shall make present payment of the Said debt of two thousand Seventy Seven pounds of Tobacco and Caske with Cost of Suit or else Execution

Whereas Iames Veitch Standeth indebted unto Cinnamon Barbury the Sum^e of two hundred forty and Eight pounds of

Liber B. Tobacco and three days work as by Bill appeareth, The Court
 No. 35 doth order that the Said Veitch make present Satisfaction of
 the Said debt with Cost of Suit or Else Execution

Wm Battin }
 Phill: Morgan } Whereas Iames Veitch Attorney of m^r Will^m
 Battin arrested to this Court m^r Phillip Morgan
 for a debt of nine hundred ninetie two pounds of Tobacco and
 Caske by accompt, to which accompt the Said m^r Battin hath
 Deposed, And whereas m^r Morgan Confesseth the debt and
 desireth Libertie to discompt, and having produced to an
 accompt, wherein he Chargeth the Said Battin Debtor Six
 hundred forty three pounds of Tob: there resting to Ballance
 three hundred forty and nine pounds of Tobacco due from the
 Said Morgan to the Said Battin, The Court doth order that
 the S^d Morgan Shall forthwith Satisfie the Said three hundred
 forty nine pounds of Tobacco unto the Said Battin with Cost
 of Suit or Else Execution

Phill: Morgan }
 Io: Billing: } Whereas m^r Phillip Morgan Attorney of m^r W^m
 Parker referr'd to this Court for order ag^t major
 Iohn Billingsly for nine hundred Seventy nine pounds of
 Tobacco Received by the Said Billingsly of Nicholas Dixon,
 and was in part of Satisfaction for a turn of a Sloop of the Said
 Billingsly as appears by a Receipt under his hand, And the
 p. 255 Said Depositing in Court that the Said Turne of the Sloop was
 not performed, The Court doth therefore order that the Said
 Billingsly Shall make present Satisfaction of the Said Nine
 hund^d Seventy nine pounds of Tobacco and Caske with Cost
 of Suit, or Else Execution.

Wm Park }
 Io: Billing } Whereas it appeareth to this Court major In^o
 Billingsly Standeth indebted to m^r William Parker
 the Sum of Thousand one hundred & forty pounds of To-
 bacco and Caske, which accompt was Sworne unto by m^r Wil-
 liam Parker to be a Iust accompt and not Satisfied Except one
 hhd of Tobacco, which is to be deducted out of this Sum of
 one Thousand one hundred and forty, And the Court doth
 order that the remainder be forthwith Satisfied by the Said
 Billingsly with Cost of Suit, or Else Execution

William Moffet plft }
 Iohn Hawkins def^t } Whereas William Moffett arrested to this
 Court m^r Iohn Hawkins for a debt of three
 hundred pounds of Tobacco, which appeareth to be due from
 the Said Hawkins to the Said Moffett, and the Sheriff not
 taking Securitie for the appearance of the Said Hawkins, The
 Court doth order Satisfaction from the Sheriffe of the Said
 three hundred pounds of Tobacco and the Sheriffe to have his
 remedy against the Estate of the Said Hawkins.

Nonsuit is Granted unto m^r Paul Simpson in the two Suits depending between Walter Peake plantiffe and the Said Sym-
son defendant Liber B.
No. 3.

Paul Simpson plft }
Walter Peake deft } Whereas Paul Sympson arrested to this Court Walter Peake in an Action of the Case and an Action of Defamation, And the Said Peake not appearing, The Court taking it as a Contempt to this Court, doth order that the Said Walter Peake Shall be taken into Safe Custodie by the Sheriffe who is by this order required him Safely to keep untill he give Such Securitie for his appearance at th^e next Court as may answ^r th^e Allegacōns and Comp^{ts} of th^e S^d Paul Sympson in th^e acōns afd

David Farrera plft }
Ino Read Defend^t } Whereas Iohn Read Standeth indebted to David ffarrera in the Sumē of four hundred ninety four pounds of Tobacco and Caske, as by Bill appeareth, The Court doth order the Said Read forthwith to Satisfie unto the S^d ffarrera the Said Debt of four hundred ninety four pounds of Tobacco and Caske with Cost of Suit or Else Execution p. 256

Wm Wardriff }
Io Waide deft } Whereas William Wardriff arrested to this Court m^r Iohn Waide for the paym^t of four hundred pounds of Tobacco, one Suite of Cloathes, one pair of Shoes and one pair of Stockings, being in full Satisfaction for wages due for one yeares Service from the Said Waide to the Said Wardriffe, The Court doth order that the Said Waide Shall forthwith Satisfie the Said four hundred pounds of Tobacco, one Suit of Clothes one pair of Shoes, and one pair of Stockings with Cost of Suit, and one hundred pounds of Tobacco Damage, or Else Execution

Order to W^m Dorrington to release th^e ec:

Whereas Cap^t Peter Iohnson deceased, did enter into Bond as Securitie for the performance of the under Sheriffs office, by Iames Veitch and William Dorrington who married the relict of the Said Iohnson, Suing to this Court, that the Said Securitie might be taken of as to the Said Iohnson, his heirs Executors Administrators or assignes, The Court doth order that the Said Bond be no longer binding as to the Said Iohnson his heirs Executors, Administrators or Assignes; but that they be by this order therefrom discharged

Will: Dorrington Eare make

The Eare marke of William Dorringtons Hogs and Cattle viz. the half moon under the right Eare and Cropt on the left Eare.

Liber B. The Gage for hhds

No. 3.

Whereas divers Masters of Ships have Complained to this Court that they making Charter parties in England according to the Ordinary Gage of Virginia hogsheads and finding by Experience they Cannot perform their obligations by reason of the Extraordinary Size and Bigness of the Caske made in this Province without Extraordinary losse in their freight, besides the disappointing of divers merchants and planters fraighting upon the Said Ships, and also do Resolvedly declare that if Some remedy be not Speedily provided in the premisses, the will Chuse rather, tottally to decline the trade, then put themselves and owners, to Such apparent and unavoidable losse, The Court taking the Same into Consideration and weighing the Condition of the Inhabitants, for the Encouragement of Trade, have thought fitt to make a Standing Gage for all Tobacco hhds to be made within this Province, and the Gage to be observed by all Coopers and others, Setting up Caske, untill it Shall be farther ordered by an Assembly And all Magistrates are hereby athorized & required in their respective Limitts, both upon Complaint or View of Such Caske not made according to the Said Gadge (hereafter Specified) to destroy them, The Gadge to be Viz. 43 Inches in Length and 26 Inches over in the head.

Order to Paul Simpson for Attachm^t on the Estate of John Pritchard

Whereas Paul Simpson hath made appear to this Court that John Pritchard is indebted unto him the said Simpson the Summe of Eleven hundred pounds of Tobacco and Caske and the Said Pritchard being non resident in this Province, The Court doth order that attachm^t be Granted against the Estate of the said Pritchard to the value of one Thousand five hundred pounds of Tobacco to be Responsible for the said debt untill a Legall determinacōn.

p. 258

Present	{	Cap ^t William fuller,	M ^r Michael Brookes
		m ^r Richard Preston,	M ^r William Parker
		m ^r Edward Lloyd,	M ^r William Parratt
		m ^r Tho: Meeres,	

John Lord } Whereas m^r John Lord hath Exhibited to this
Ann Hamond } Court a Bill of Seven hundred pounds of Tobacco and Caske Due from Iohn Hamond to Nicholas Watkins, and also an order of Court obtained at Iames Towne the 6 of December 1650 upon the Bill to be paid by the Said Hamond, And the Said Lord Impleading Ann Hammond for Satisfaction according to the Said order, but not Shewing any power

he hath to demand or receive the Said debt, And praying a Refference till the next Court, The Court doth order a Refference in the Cause untill the next Court, And in the meane time that the Said Ann Hammond do not depart the Province unless She give Securitie that may be answerable for the Said Debt upon Legall Determination. Liber B.
No. 3.
p. 259

Whereas m^r Thomas Ringhold Commenced an Action of Defamacōn against Cap^t Ioseph Weekes at the County Court of Kent, and the Said Weekes having Endeavoured to make Good his Charge against the Said Ringhold, as by Severall Depositions taken for that purpose, do appeare, And after Long debate in that Court in the Cause, the Said Weekes by his Attorney Craved an appeale to this Court, which was Granted and ordered that the Said Weekes Should put in Securitie for his appearance at this Court and to pay Double Damages, in Case he the Said Weekes Should be Cast in the Suit, which when demanded of him he refused to doe, and hath neither by himself or Attorney made his appearance at this Court, The Court doth therefore order that the Sheriffe of Kent Shall take the Said Weekes into Safe keeping, untill he give Bond with Securitie for his appearance at the next Provinciall Court held at Providence the 10th of Aprill next, to answer the Suit of the Said Ringhold, and for his Contempt to the S^d order of Appeale the Said Weekes to pay 500^l of Tobacco in way of fine to publicke use

Fran: Abram }
W^m Dorrington } Whereas ffrancis Abraham arrested to this Court m^r W^m Dorrington about a Steere killed by Cap^t Iohnson and the Said ffrancis Abraham not proving his Claime The Court hath dismissed the Suit, and the S^d Dorrington at the request of the Court is willing to remitt the Charge in his part. p. 260

David Farrera plft }
Henry Hooper deft } Whereas it appears upon the accompt between David Farrera plft and m^r Henry Hooper defendant, that there is due unto the Said Farrera from the Said Hooper the Summe of Six hundred Seventy Eight pounds of Tobacco, The Court hath therefore ordered that payment of the Said Summe of Tobacco with Court Charges be forthwith made by the Said Hooper unto the Said Farrera alias Execution.

Whereas it appears that the attendance of divers Members of this Court, is taken of by reason of the Death and absence of divers Commissioners of the Provinciall Court, The Court hath thought fitt and doth therefore order that Cap^t Phillip

Liber B. Morgan m^r William Ewens, m^r Thomas Thomas, Lieuten^t
 No. 3. Phillip Thomas, m^r Samuel Vethers Lieuten^t Richard Wool-
 man be Commissioners for the Provinciall, and that notice be
 given unto them thereof.

Order to Iames Gunnion for Administration

Administration is Granted to Iames Gunnion and Patrick
 Milligan upon the Estate of Andrew Scott and Thomas Ager
 deceased.

Nonsuit is Granted to William Mill Attorney of Luke Barber
 against Ann Hammond in a Suit depending between the Said
 Ann Hammond pl^t and William Mill Attorney to the Said
 Barber defend^t with forty pounds of Tobacco Damage and
 Court Charges

m^{rs} Iane ffenwick pl^t } Whereas William Mitchell arrested to
 Cap^t W^m Mitchell de^t } this Court Iane ffenwick and the Said
 Mitchell making no appearance by himself or Attorney, The
 Court doth order that the Said Cap^t Mitchell be nonsuited with
 Court Charges.

Mathew Smith Sworne and Examined in open Court Saith,
 That Henry Carlien and Elizabeth Garnier did Lye in bed
 together and went under the Notion of man and wife, and
 p. 261 farther he the Deponent Saith, that he heard the Said Carlien
 deny that he had any other wife then the Said Elizabeth Gar-
 nier, and further Saith not

Signum
 Mathew x Smith

Elizabeth Smith upon farther occasion is ready to be De-
 posed to the Very Same

Signum
 Eliz: A Smithe

Markes Clare Sworne and Examined in open Court Saith
 that when he Deponent Came out of Holland he had twelve
 Indentures, which Indentures were all Interlined printed for
 four yeares, but Interlined Some for Six, other Some for Seven
 yeares according as the Servants hired, made their agreement
 to Serve, which Indentures major Iohn Billingsly had out of
 Holland from the Deponent, he the Deponent having then in
 his Custody all the Indentures of his the Said Billingsly's Ser-
 vants and further Saith not

Markes Clare

Markes Clare Iunior affirmeth that he had one of the Same
 Indentures, and that the Said Indenture was interlined according
 as the rest aforesaid were, And further Saith not

Signum
 Markes T Clare Iunior

Henry Pope Sworne and Examined in open Court Saith Liber B.
No. 3.
That Iohn Little did Say that the Church was burnt, in which
m^r Berry and his wife were Married in, and farther the Depo-
nent Saith, that the Said Little did Say that the Said m^r Berry
did keep a boat to runn away with, when his wifes tother hus-
band did Come in, and further Saith not
Signum
Henry ꝛ Pope

Richard Garford affirmeth the very Same and no farther
Richard Garford

A Deed of Guift to Phill: Harwood

Know all men by these presents that I Henry Hooper have
Given unto Phillip Harwood one heifer and the Increase
thereof, for him the Said Harwood his heires Administrators
or Assignes to keep and Enjoy for him or them, or either of
them for Ever Wittness my hand the 20th of Aprill 1657

Signum
Henry H H Hooper
Wittness Richard Preston
Thomas Turner

Henry Pope Sworne and Examined in open Court Saith p. 262
that Iohn Little did Say that m^{rs} Potts was dishonest with the
Said Littles Indian Boy in his Corne field, and moreover that
Iohn Little did Say that he did See them dishonest, the
Depon^t thereupon made Reply that he did not believe it was
Soe, to whom Little affirmed it was So, and that he did See
the Said m^{rs} Potts back durty and further Saith not

Signum
Henry ꝛ Pope

Richard Garford affirmeth the Very Same and no farther
Richard Garford

Francis Abraham Sworne and Examined in open Court
Saith, that Ann Seamer the wife of Thomas Seamer did tell the
Deponent that She the Said Ann Seamer had Seven years to
Serve when She Came first into the Countrey and farther Saith
not

Signum
ffrancis F Abraham

Michael Basey Sworne and Examined in open Court Saith,
That Iohn Williams did desire the depon^t to take up a Barrell
of beere at the Lewes Store for his the Said Williams and
Phillip Hydes use and further the Said Williams did tell the
depon^t that he would Satisfie the Said Hyde for his Share of
the Said Beer and farther Saith not

Signum
Michael M Basey

Liber B.
No. 3.

the 6th of Ianuary 1653

p. 263

Iane Eltonhead Sworne and Examined in open Court Saith, That She the Deponent being at the Crosse did go along with her Brother and Sister ffenwick unto S^t Inegoës unto Cap^t William Mitchell to deliver up his Estate and perfect his accompts then perfecting their accompts the Said Cap^t Mitchell did acknowledge to owe and remaine indebted unto the Deponents Brother ffenwick a Certain Summe of Tobacco about five or Six hundred pounds of Tobacco upon the Ballance of their accompts, The S^d Cap^t Mitchell desired the Deponents Sister, to make Choice of Such Goods as She the Deponent had, and thereupon She took only three yards of Cotten, and two pair of Shoes and then the Deponent Brother ffenwick asked him the Said Cap^t Mitchell what accompt he would give him for the Tobacco which he Carryed home for Holland of his, his the Said Mitchells answer was that the Tobacco was not as yet Sold, as he did know of, and at that time past his Bill unto him for the Said Tobacco. All these particulars the Depon^t doth perfectly remember And farther Saith not.

Iane Eltonhead

In the year of our Lord 1656 Iohn Cammell Sworne and Examined Saith That m^r Iohn Waide did agree with William Woodriff for one years Service, and that the Said Waide for the Said yeares Service was to give unto the Said Woodriff one Thousand pound of Tobacco and Caske, one hundred more in recompence of his Corne and one Cloth Suit with a Canvass Suit two Shirts

Iurat Coram me Iohn Lawson

Tho Tunn: aged 27

Thomas Tunnell Sworne and Examined Saith That William Wardriffe the last yeare did Engage himself to Serve m^r Iohn Waide one whole yeare upon these Conditions Viz. That the Said m^r Waid having Cured the Said Wardriff of the Disease he had been afflicted, the Said m^r Waide was beside the Said Cure, to pay the Said Wardriffe at the Expiration of the Said yeare one Thousand pounds of Tobacco and Caske and a Kersey or Broad Cloath Suit, two Shirts two pair of Stockings three pair of Shoes and one Barrell of Corne or one hundred pounds of Tobacco and During the Said years Servitude the Said m^r Waide was to find and allow him the Said Wardriffe his Dyett and Lodging, And farther this Deponent Saith not

p. 264

Iuratum Coram me
Richard Preston Anno Dni
1656 nono Ianuarij.

Signum
Tho: T Tunnell

Know all men by theses presents that I Thomas Bennett of London, or my Assignes, do assigne all my Right Title Interest, Claimes, and Demands of Eight hundred pounds of Tobacco and Caske due by Bill from m^r Iames Berry of Putuxent unto Iames Cary of London or his Assignes, which Bill I Gave order to Henry Hooper of the place above-said to receive, And if he hath received the Bill or the Said Quantity of Tobacco then to be accomptable and pay it to the Said Iames Cary or his Assignes

Liber B.
No. 3.

Recorded for
m^r Wm
Berry

Thomas Bennett

Teste Andrew Paynter
Robert Hyll

Received of Iames Berry by the Appointment of Thomas Bennett this 27th day of Ianuary one thousand Six hundred fifty and Six the full and Iust Summe of Eight hundred pounds of Tobacco due by Bill, which Bill m^r Robert Tayler hath I Say received by Vertue of this Letter of Attorney by me

Iames Carey

Recordum verum ex
Orriginali teste me

Thomas Turner Clk

Giles Glover's Bill to Thom: Belcher

p. 267

This Bill bindeth me Giles Glover me my heires Executors Administrators or Assignes to pay or Cause to be paid unto Thomas Belcher or Richard Smith or our assignes the full and Iust Summe or quantity of Eight hundred thirty and one pounds of Good large, and bright Tobacco & Caske without Ground leaves at or upon the tenth of November next Ensuing the date hereof, for the better Securitie of the aforesaid debt, I the Said Glover do bind two black Cowes, the one Called by the Name of Nancy, the other by the Name of Black, and Cropt of both Eares, and a whole one the right, The other with a Swallow fork on both Eares, which Cowes upon the non payment of the afores^d debt, The Said Thomas Belcher or Richard Smith or their Assignes to take these two Cowes into their possession for their own proper Goods, more due one hundred pounds of Tobacco which is in all nine hundred thirty and one pounds in all, As Wittness my hand this 5th of may 57

Testes

Giles x Glover

Richard Preston } This Bill was made & owned in open
Henry Osborne } Court according to the date above-written
Teste me Tho: Turner Clk

Liber B.
No. 3.
p. 268

Know all men by these presents That I Paul Simpson of the Province of Maryland gent for a full Satisfaction by me received of Walter Peake of the Province aforesaid Gardiner do for me my heirs and Assignes for ever quitt and Discharge the Said Walter Peake of all debts, Suites Actions, Molestations, troubles thing or things whatsoever from the beginning of the world till the day of the date of these presents, In Wittness whereof the Said Paul Simpson have hereunto Sett my hand this 15th of may 1657

Pau: Simpson

Signed and Delivered in the
p'sence of Iohn Lightfoote
Peter Achilles

Be it known unto all men by these presents that I Christopher Russell of the Province of Maryland planter, for a Valuable Consideration by me Received have Sold and Delivered from me my heirs Executors Administrators or assignes unto Henry Kente of the Same place to him his heirs Executors Administrators or Assignes, Three head, female Cattle, that is to Say one black Cowe with a tagged tayle Cropt on the right Eare, and Slitt downe a middle of the Crop with a Swallow Tayle, the Calfe with a taiged tayle and Culour red with a Star in the forehead, the two young Cattle being of the abovesaid Henry Kentes own proper Marke that is to Say the flower deluce on the right Eare the left Eare Cropt, And the Aboves^d Christopher Russell do by these presents bind my Self my heirs Executors or Assignes to Maintaine the true and Lawfull Sale, And to defend them with their Increase from any person or persons whatsoever In Wittness to the true performance I have hereunto Sett my hand this Eleventh of may 1657

Testis Signum

Christoph^r Russell

Robert x Ome } Concordat Cum

Arthur Turnor } orriginali Teste me Tho: Turner Clk

p. 269 Phillip Harwood aged 40 years or thereabouts Sworne and Examined, Saith, That to his the Deponents best Iudgment there was hanging of m^r Hoopers Tobacco to the weight of three hundred pounds of Tobacco in that house where the Iewes Goods were or near upon And further Saith not

Signum

Sworne this 20th of Aprill 1657
before me. Richard Preston

Phillip P Harwood

At a Provinciall Court held at Putuxent the
14th of may 57.

Liber B.
No. 3.

Present { Mr Richard Preston: m^r Phillip Morgan
 { Mr Mich: Brookes m^r William Parratt
 { m^r Iohn Hatch

m^r Peter Sharpe plft } Whereas m^r Peter Sharpe hath Com-
Robt Harwood deft } menced a Suite against Robert Hurwood in
the behalf of his the Said plft Daughter in Law Elizabeth
Gary, And the Defendant Craving a Reference, The Court
hath Ordered that the hearing and Determining of the Cause
be referred to the Next Generall Court, and that the Defend-
ant Stand Committed untill he give Good Securitie then and
there to answer to the plft Charge, And that the Said Elizabeth
Gary be farther Examined before m^r Michael Brookes and m^r
Rich: Preston Concerning the busieness within Specified.

Elizabeth Gary aged 24 yeares or thereabouts Sworne and
Examined Saith, that about three yeares Since, That Robert
Harwood began his first pretend love towards me, and Ever
Since through his Suggestions and Delusions, hath he followed
me withall, Still, till at a Certaine time about a year Since fol-
lowed me to the Garden, where my mother Sent me to gather
a Sallett never left his attempt till he forced me to yeild to lye
with him, and farther your Deponent Sayth, that after he had
obtained his filthie desire and lust upon me Said that now I
Should nor Could not have any other Man but him, And
farther your Deponent Saith That at Severall times I told him, p. 270
that I would not have him, were it not for discovering that
filthie Act he Committed with me, And the Said Harwood
made me Answer againe, that he did know what he did, for
he had no other way, to keep me but by that in lying with me
And not only do declare that whilst I Live, I vow never to
have him as a husband, I'l rather die first and farther your
Deponent Saith not

Iurat Coram me Decimo tertio
maij 57

Elizabeth Gary
Phill Morgan

The Deposition of Sarah Benson aged 26 years or there-
abouts Sworne Saith, That in August Last Sitting at m^r Sharps
Landing with Elizabeth Gray talking of Robert Harwood, I
asked her when She was to be Married, She replied never, if
her mother Could help it (to him) your Deponent told her that
the Said Harwood was a going away from their house, She
replied it would be better for them, but your Deponent told
her, that She would forgett him but the Said Gary replied,

Liber B. She Should not, for She would not any other man for her hus^d
 No. 3. band, and that She was very Capable of what She did, And
 farther this Deponent Saith not

Iurat Coram nos

W^m ffuller, Samuëll Withers

Signum

Sarah A Benson

Tho Bellr } Whereas Thomas Bellcher arrested to this
 Giles Glover } Court Giles Glover for a debt of Seven hundred
 Seventy two pounds of Tobacco and Caske, as by two Bills
 wherein the Said Glover is Engaged with Richard True unto
 the said Bellcher for the Said debt appeareth, The Court doth
 order that the Said Glover Shall forthwith Satisfie the Said
 debt of Seven hundred Seventy two pounds of Tobacco and
 Caske with Cost of Suit or else Execution, Provided that there
 be discounted out of the Said Summe of Seven hundred Sev-
 enty & two pounds of Tobacco and Caske 3 hundred and
 forty of Tobacco and Caske which is allowed by the Court

p. 271 Attachment is Granted unto Thomas Bellcher and Rich^d
 Smith upon the Estate of Richard True in the hands of Giles
 Glover to be responsible for a debt Claimed by them two thou-
 sand nine hundred of Tobacco and Caske from the Said True
 upon Legall Determination.

Iohn Brown } Whereas Cap^t Sampson Waring Attorney of
 Will: Dorrington } m^r Iohn Brown arrested to this Court W^m Dor-
 rington Administrator of Cap^t Peter Iohnson deceased for a
 debt due from the Said Iohnson unto Abraham Holman by
 Bill of three hundred pounds of Tobacco and Caske and As-
 signed by the Said Holman unto the Said Browne The De-
 fendant pleading for a Reference untill the next Generall
 Court, The Court doth grant a reference unto the defend^t and
 doth order that if the defendant at the next Generall Court,
 do not Shew good reason why the Said debt Should not be
 Satisfied that then the Said debt of three hundred pounds
 of Tobacco and Caske Shall forthwith be paid unto the Said
 Iohn Browne or Some for him with Cost of Suit, or else Exe-
 cution

p. 272 David Farrera } Whereas it appeareth to this Court that Phillip
 Phill: Harwd } Harwood and Thomas Robinson Standeth in-
 debted unto, unto David Farrera in the Summe of two thousand
 fifty Six pounds of Tob. and Caske being part of a Bill of two
 Thousand Six hundred Seventy three due by Specialty dated
 the 5th of October last payable upon all Demands, The Court
 doth order that the Said Phillip Harwood and Thomas Robin-
 son Shall forthwith Satisfie the Said debt of two thousand fifty

Six pounds of Tobacco and Caske with Cost of Suit or Else Execution Liber B.
No. 3.

Iohn Court } Whereas Richard True Standeth indebted unto
Rich: True } Iohn Court in the Summe of one thousand four hundred forty nine pounds of Tobacco and Caske as by Specialty appeareth, and the Said True being non resident in this Province, And the Said Iohn Court Suing to this Court for an Attachment upon the Said Bill, The Court doth order that attachment be granted upon the Estate of the Said True to be responsible for the Said Debt upon Legall Determination at the next Generall Court to be held for this Province

Ino Cornell } Whereas Iohn Cornelius Standeth indebted to
Wm Marshh } William Marshall in the Summe of Eight hundred and Sixty pounds of Tobacco and Caske as by Bill and acknowledgment of the Said Cornelius appeareth The Court doth order that the Said Cornelius Shall forthwith Satisfie the Said debt of Eight hundred and Sixty pounds of Tobacco and Caske with Cost of Suit or Else Execution

Arth: Tur: } Whereas Arthur Turner arrested to this Court
Giles Glover } Giles Glover in an Action of the Case, And the Said Turner having Petitioned the Court, and the Court finding that there was no Cause of Suit, The Court doth ord^r th^t the S^d Turner be nonsuited in th^t acōn of th^e Case ag^t th^e S^d Glover wth Cost of Suit & forty pounds of Tob Damages

Walt. Peake } Whereas Walter Peake Standeth indebted unto p. 273
Tho. Cary } m^r Thomas Cary Merchant in the Sum of nine hundred and twenty pounds of Tobacco and Caske due by Bill dated the 15th of ffebruary 55 payable upon all demands, The Court doth order that the Said Walter Peake Shall make present paym^t of the Said nine hundred and twenty pounds of Tobacco and Caske with Cost of Suit or Else Execution.

Rob: Rob^{ns}—Elizab. Rob:

Whereas Elizabeth Robins arrested to this Court her husband Robert Robins in an Action of the Case, and the Said Robins desiring a Reference untill the next Generall Court, in regard he had not Sufficient Evidence for his defence, The Court hath ordered that the Cause depending be referred untill the next Generall Court and at the request of the Said Robins doth hereby Authorize m^r Iohn Hatch to take the Depositions of Such Wittnesses, as Shall be Supened before him in the premisses, and the pl^t & Defend^t to have Notice, that they may if they will be present at th^e Eaminacōns of Such

Liber B. Wittnesses, w^{ch} wth th^e Consent of both pl^t & def^t are appointed,
 No. 3. to be heard before th^e S^d m^r Hatch the 28th of this Instant may.

p. 274 Tho: Seamer } Whereas Thomas Seamer arrested major Iohn
 major Bill: } Billingsly in an Action of the Case and the Said
 Billingsly not appearing neither by himself nor Attorney, The
 Court upon the Said Billingslye's non appearance, did grant
 an attachment against the Estate of the Said Billingsly, to
 answer the Suit of the Said Seamer, And the Said Seamer by
 his Attorney Suing to this Court for Iudgment against the
 Said Billingsly, The Court Supposing that the Said Billingsly
 hath not had notice of the Court proceedings therein, doth
 further order with Consent of the pl^t that if the Said Billingsly
 doth not neither by himself nor Attorney appear at the next
 Generall Provinciall Court, that then Iudgment to pass ag^t the
 Estate of the Said Billingsly in behalf of the Said Seamer, as
 then the Court Shall See Cause and that the overseer of the
 Said Billingsly be hereby required to give Notice to the Said
 Billingsly of the Court proceedings therein

Nonsuit is Granted to William Woodriffe defend^t in the
 action wherein Zacherah Waide is pl^t with Cost of Suit and
 Twenty pounds of Tobacco Damage

The Court hath thought fitt and doth order that the fine of
 five hundred pounds of Tobacco Imposed upon Hubert Patee,
 by order of Court the 10th of march 56 Shall upon his Good
 abearing be Remitted.

Nonsuit is Granted unto William Stiles in the Action
 Depending between m^r Iohn Lawson pl^t and the Said Stiles
 defend^t with Cost of Suit

Hen: Moor—W^m Smoote

p. 275 Whereas Henry Moore was arrested to this Court at the
 Suit of William Smoot for a debt of three hundred and twenty
 pounds of Tobacco and Caske as appeareth by Specialty, and
 having by Rob^t Robins Confessed a Iudgment in behalf of the
 Said Moore, The Court doth therefore order, that the Said
 Moore Shall within Six days make Satisfaction to the Said
 Smoote of the Said Sum^e of three hundred and twenty pounds
 of Tobacco and Caske with Coste of Suit or else Execution

Whereas Iohn Court arrested to this Court Giles Glover in
 an Action of the Cause, And the Court finding no Cause of
 Suit, Doth order that the S^d Cort Shall be Nonsuited with Cost
 of Suit and forty pounds of Tobacco Damage.

Ord^r to m^{rs} Iane Eltonhead for Admraon

Administration is Granted to m^{rs} Iane Eltonhead upon the
Estate of her husband m^r William Eltonhead Deceased.

Liber B.
No. 3.

Attach:
Gran. Arth: True
Turr
True

Whereas it appeareth to this Court that Richard True is indebted unto Arthur Turner in the Sum^e of two Thousand four hundred and two pounds of Tobacco and Caske and the Said True being non resident in this Province, The Court doth order that attachment be Granted against the Estate of the Said True to responsible for the Said debt upon Legall Determination at the next Generall Provinciaall Court.

The Deposition of William Marshall aged fifty yeares or thereabouts Sworne & Examined in open Court Saith, That in Easter Weeke he this Depon^t being at Pukewaxen at Goodman Boells where Robert Robins was, he this Depon^t the Said to the Said Robert Robins that it was a pityfull thing for him and his wife to live Soe, whereupon the Said Robins made reply; what would you have me doe, for She is a Common whore, and I have Good Wittness that William Herde, rid her from Stump to Stump, farther this Dep^t Sayth th^t ffrancis Pope tooke Sam^h Parker, ***** of his wife & further Saith not

Signum
William X Marshall

William Hinson Sworne and Examined in open Court aged 28 or thereabouts, Saith That he this Depon^t being in William Marshalls field, heard Robert Robins Say to William Herde, Herde you Rogue, you Swived your Sister from tree, to tree, and I will have you to the Court Whereupon Herde made answer I will See her hang'd before I Come to Court about her, And farther Saith not

Signum
William X Hinson

Thomas Michell aged 43 years or thereabout Sworne and Examined in open Court Saith, That in Iune 1655 being at the house of Robert Robins in Company with Some others, there fell a difference betwixt the wife of Robert Robins, and Robert Hunley, whereupon Robert Robins was angry with his wife, I this Depon^t went away from the house and left them, and went to Robert Hunleys house, and presently after She Came over with her Smoke Sleeve torne to her Shoulders, quite off, Crying, So Robert Robins Came to her & desired her to go home: She made him answer She would not She would dye first, with that he tooke up a Tobacco Stick and gave her a

Liber B. blow or two, but Still She Said the Same, and that She would
 No. 3. be revenged of the Said Hunley and farther Saith not,
 Tho: Michell

p. 277 Iohn Bogg Sworne and Examined in open Court aged 30
 or thereabouts Saith that m^r Lawson did receive of William
 Stiles, one Hogshead of Tobacco and did Look in it, and
 Marked it with a Cole not having Marking Irons with prom-
 ising to Send his Bill to the Said Stiles, by Zaccery Waide, and
 he not liking the Tobacco would not deliver the Bill, And
 farther Saith not
 Signum
 Iohn m Bogg

William Hinson aged 28 yeares or thereabout, Sworne and
 Examined in open Court, Saith That he this Deponent did
 hear Elizabeth Robins Say to her husband Robert Robins, that
 he Spent his meanes upon whores, and that She Came to take
 Share with him, and Called him Rogue and Rascall, And
 farther Saith not
 Signum
 William x Hinson

Edward Bowles aged 59 years or thereabouts Sworne and
 Examined upon his oath Saith, That according to a List of
 Tobacco in a piece of paper Containing fourteen hhds which
 is to be delivered into the hands of my Attorney Cap^t Sampson
 Waring, is all the Tobacco which was made by us, And farther
 this Deponent Saith, to the best of his Conscience, that twelve
 Barrells of Corne was the most and four Bushells of Beanes,
 And farther Saith not
 Signum
 Iurat Coram me 11th of may 57 } Edward E B Bowles
 Iohn Hatch }

May the 15th
 present { m^r Richard Preston. M^r Iohn Hatch
 m^r Michael Brookes. M^r William Parratt

The Examination, of Thom: Wright

The Examination of Tho: Wright Saith that he had no occa-
 sion of his running away from his master m^r Thomas Cary, but
 was drawen and enduced thereunto by the preswasion of one
 Iohn Servant to m^r Thomas Thomas and that he Carried away
 with him one Gunn, a Small quantity of powder and Shott, and
 that they left one of their Company upon the Easterne Shoar
 upon the backside of Kent.

The Examinacōn of Francis Troteene

The Examination of Francis Troteene Saith that he was
 drawen and induced to run away from his master m^r Cary by

the preswasions of Thomas Wright, and that one of the Com-
pany being lost, was lost while he this Examinat was in th^e boat

Liber B.
No. 3.

The Examination of Iohn Bealle Sayth, that he had no
Cause to absent himself from his Masters Service, and Like-
wise Sayth that there was no falling out betwixt the man that
is Lost, and any one of the rest of their Company, And Like-
wise Sayth that the man that is lost when he went out from the
rest of their Company that none went out but m^r Morgan's
man Sam: with him, And that they did See no Indians, but
heard Some talke

p. 278

Order for Quiet est to Thōm: Orley Administ^r of George
Manners

This day Cap^t William Mitchell Attorney of Thomas Orley
having made it appeare to this Court, That Edward Hall
deseased, did in his Life time fully Administer upon the Estate
of George Manners deceased, And hath paid more then the
Estate of the Said Manners amounted unto And the Said
Orley having at a Court held the tenth of April 56: disclaime
the Estate of George Manners und administred of; It is there-
fore Ordered that Thomas Orley and Rebecca his wife, form-
erly the Relict and Administratrix of the Said Manners, Shall
have a Quietus est, as to the Said George Manners his Estate
and a Quietus Est is hereby Granted and ordered accordingly

Administration is Granted unto m^r Paul Sympson upon the
Estate of Iohn Pritchard deceased he the Said Simpson being
the Greatest Creditor to the Said Estate as yet appeareth

Tho: Mark:—Will: Chaplin

Whereas Thomas Markeen Servant to m^r William Chaplin
hath Complained to this Court that through his Masters Means
he is disabled to perform his Labour as formerly he hath done,
and that Notwithstanding his Said Master would Enforce him,
and to that purpose doth unreasonably beat and threatn him
the Said Markeen, in So much, that as he Saith, he is not able
to Endure it, The Court doth therefore think fitt, in regard
the Said William Chaplin is from home about urgent occasions,
hereby to Signifie and require him the Said m^r Chaplin, that
he forbear all unlawfull beating or threatning of his Said Ser-
vant untill his Complaint be farther heard and Determined at
the next Generall Court

Io: Tawny plft
Wm Dorrington deft }

Whereas Iohn Tawney arrested to this
Court William Dorrington for his freedom
Corne and Some of his freedom Cloathes, he the Said Tawney

p. 279

Liber B. haveing Served the last year of his time with the Said Dor-
 No. 3. rington The Court doth order that the Said William Dorrington Shall forthwith Satisfie to him the Said Tawney Three Barrells of Corne, one Wastcoate, one pair of Canvas Drawers one pair of Shoes and Stockings with one Shirt, one weeding hoe one falling Axe, and a Cap or hat

Nonsuit is Granted to Robert Tayler in a Suit wherein he was arrested by Cap^t Waring as Attorney of m^r Iohn Browne with Cost of Suit.

Nonsuit is Granted to Iohn Slingsby in the Suite depending between Edward Bowells plf^t and the Said Slingsby defend^t with Cost of Suit.

Nonsuit is Granted unto Edward Bowells in the Suit wherein he is defendant against Iohn Sligsby plf^t with Cost of Suit.

Nonsuit is Granted to Phillip Hyde in an Action wherein the Said Hyde is Defendant & Iames Veitch plf^t with Coste of Suite.

Iohn Nevill—Susan Attcheson

Whereas the matter Concerning Iohn Nevill and Susan Attcheson was in agitation before this Court, And upon Reading the Depositions of Mary Gillford and Iohanna Watts relateing to the Matter in question and before the Court did proceed any further, m^r Nathaniell Burrowes to obstruct the Busieness in hand (which was to question the Said Nevill, and the Said Susan Attcheson for Suspition of Adultery and fornication) did Voluntarily obtrude himself and in the face of the Court object against the Wittnesses, And being demanded why, he so presumptuously Came to obstruct the matter in agitation, and whether he would prove the Wittnesses perjured, Answered, yes he would prove them perjured and being againe demanded if he would prove them pjured answered yes he believed he Should, upon which the Court hath Referr'd the further hearing of the matter in question untill the next Provinciall Court, And doth order that the Said Nevill Shall Stand Committed untill he Give Bond with Good Securitie for his appearance at the next Court, as also in the meane time for his good behaviour. And the Court farther order that the Said Burrowes Shall stand Committed untill he give bond with Securitie, for his appearance at the next Court to make his Charge against the Wittnesses or Suffer Such Censure as the Court then Shall think fitt.

Mary Gillford aged 30 yeares or thereabout, Sworne & Examined, Sayth that the last Lords day, being in her husbands house, looking forth at the Door did See the wife of Iames Attcheson, going over the fence, I asked a woman named Susan Barbary who was by, what She thought the Said Susan Attcheson, went over there for and asked her if She would go, and we would See, what the Said Susan Attcheson went over there for, and She Said yes, upon which we went without the Plantation a Compass about, and did See the Said Susan, and one Iohn Nevill in the Thickett Standing up by a Tree upon which we turned back againe, to Call more Company, and Speaking to one Sanders Watts his wife, She went with us to the place, where we had Seen them before, but they were gone from that place, and looking about, we did See them in another place, in the thickett together upon the Ground by the Side of a tree, from whence I See them rise up, and Came to them I asked the woman what She did there, who answered that She went to go to the Garden, But this Deponent Saith, that there was no Garden that way but quite another way

Signum

Mary × Gillford

Iohanna Watts aged 25 years or thereabouts Sworne Saith, That what the abovenamed Deponent hath Said to her knowledge is truth, And farther Saith that when we found them, the Said Susan Attcheson, and Iohn Nevill in the Thickett, they were Setting by a Tree Side that lay upon the Ground, And Comeing to them I this Deponent did Speake to the man, and asked him, if he were not ashamed to do So, having had Warning of Such doings, The Said Nevill replied and desired me this Deponent, that I would Say nothing to the Said Susan Attcheson's husband, then I asked the Said Susan, why She Came there, who answered that She Came not there to meet with him the Said Nevill, but to go to her Garden I this Deponent asked her, if her Garden were that way, but this depon^t Saith, that the Garden was not that way but Contrary another way, And farther this Deponent Saith, that about a fortnight before the Sabbath day last, She asked the Said Susan Attcheson, why She did frequent the Said Nevill's Company, and would not Love her husband, who replied her husband did abuse her, She Could not love him, And farther this Deponent Sayth, that She did hear her husband Sander Watts Say, that, when Iames Attcheson was over at the Court, which was adjourned, that the Said Iohn Nevill and Susan Attcheson did lye in bed together, and that the Said Susan did Call the Said Nevill to bed to her, And farther Sayth not,

Signum

Iohanna × Watts

Liber B.
No. 3.

p. 281

Liber B. Alexander Watts aged 25 years or thereabouts Sworne and
 No. 3. Examined Saith that in or about the time that the Court Should
 have been in Ianuary, but was adjourned this Deponent de-
 sired Iohn Nevill to go along with his wife, and help her with
 a Cowe and Calfe from m^{rs} ffenwicks, he this Deponent at that
 time being Sick and not able to goe himself, And the Said
 Nevill did goe but before he the Said Nevell went Susan
 Attcheson (in whose house the Said Nevill then was) replied
 and Said, that if he the Said Nevill did goe, She would lett the
 Barrell of beer out, about the house, But the S^d Nevill Come-
 ing home to the Said Attcheson's house that night And at
 Night this Deponent Sayth, that the S^d Susan went to bed, in
 Cornelius Canneday's bed, and Shortly after, this Deponent,
 heard the S^d Susan Attcheson Call to the Said Iohn Nevill, and
 bid him Come to bed, for it was very Cold, And farther this
 Dep^t Saith not.

Signum

Alexander × Watts

p. 282 Thomas Plott aged 20 yeares or thereabout Sworne and
 Examined, Saith, that the last yeare Some time between Easter
 and Whitsuntide upon a Lords day being in his Master George
 Reeds house, where was Iohn Nevill, an Susan now the wife
 of Iames Attcheson, This Deponent Saith he did See the Said
 Nevill, and the Said Susan upon a bed together, The Said
 Susan Called out, and desired the Said Nevill to be quiett,
 but the Said Nevill would not be quiet, but pulled up
 the Said Susan's Cloathes, So that this Deponent did See
 her Nakedness, upon which this Depon^t went to pull the
 Said Nevill from the Said Susan but the Said Nevill was
 angry with this Deponent and bid him gett out of Doors, and
 Swore an oath, that he would Swive her the Said Susan, before
 that this Depon^t Should go to the Cowpen, and back againe,
 And this Deponent going at that time a Strawberring, Sayth
 that before he was as far as the Cow pen, he heard the Said
 Susan Cry out and Say, help for God Sake help, Whereupon
 this Dep^t Sayth that he went to the doore and open'd it, and
 when he Came in, he did See the Said Nevill and the Said
 Susan upon the bed together, whereupon the Dep^t Sayth, that
 he did Speake to them, to Come off the bed for Shame Where-
 upon the Said Nevill and the Said Susan did Come from off the
 bed, and walked up and Down the house together, but Shortly
 after the Said Nevill did through the Said Susan upon the bed
 againe, who Cryed out And George Reed and his wife being
 Coming Home they did Come from the bed, and the Said
 Susan desired this Deponent not to Speake of it to his Dame
 for feare She Should be beaten, And at another time this
 Deponent Sayth that Shortly after upon a Sabboth day in the

Morning, this Depon^t being in the yard with an Indian did See the Said Susan go up into a loft, where the Said Nevill lay, and hearing a busling in the Loft where the Said Nevill lay, the Indian went up the Lather, and looked into the Loft, and the Indian Comeing down, did becken to this Depon^t to go up the Lather, and Spake in Indian, and Said Nevill & Susan was at Sack a Sacke, upon which this Deponent Saith he went up the Lather, and looked into the loft, and See the Said Nevill upon the Said Susan, upon the bed, with his Cloathes all off, but his Shirt, Whereupon this Deponent told his Dame, And his Dame did ask the Said Susan, what She did there, who replied, She went to Carry Iohn a Pipe of Tobacco. Liber B.
No. 3.
p. 283

And farther this Deponent Sayth that this last winter being a Sleep upon a bed in the Chimney Corner, in the Night awaking, did See the Said Iohn Nevill, and the Said Susan lying upon the Ground before the fire, and the Said Nevill a top of the Said Susan, And this Deponent Speaking to the Said Susan about it the next Morning, and about her lying with the Said Nevill, he the Said Nevill threatned the Deponent, that he would whip him, before the yeare Came about, till the bloud Should follow, And farther this Deponent Saith not

Signum

Iurat Coram me. Richard Preston Thomas × Plott

Mary Gillford Sworne and Examined in open Court Sayth that this last Crop, She did See Susan Attcheson and Iohn Nevill together, and the Said Susan Attcheson's hand in his Breetches, and his the Said Nevills hand in her the Said Susan's Plackett, and farther Saith not

Signum
Mary × Gillford

Ann Dorrington aged 37 years or thereabout Sworne and Examined in open Court Saith, That when major Billingsly Came to your Deponents house, She did hear Thomas Seamer demand a bill of him which Major Billingsly acknowledged he had received for the Said Thomas Seamers wife, And farther Thomas Seamer then Said, that his wife had no time to Serve, major Billingsly replied, that if you would give me four Thousand weight of Tobacco, though She had not an hour to Serve, Should not I take it, farther Major Billingsly did acknowledge that he had received one hogshead of Tobacco and Six hundred weight of Potatoes, and Some Corne, but how much this Depo- p. 284 nent remembers not

Signum
Ann A Dorrington

Wm Marshall plft }
Emperor Smith def^t } Whereas Emperor Smith Standeth in-
debted unto Henry ffox three hundred and

Liber B. Sixty pounds of Tobacco and Caske as by Bill appeareth which,
 No. 3. Bill was assigned unto William Marshall by Phillip Land, and
 the Said Marshall Suing this Court for Satisfaction for the Said
 Debt, The Court doth order that the Said Smith Shall Satisfie
 the Said debt of 3 hund^d and Sixty pounds of Tobacco and
 Caske unto the Said Marshall, with Cost of Suit, or Else
 Execution

Order to Patrick Forrest

Upon the motion of Patrick forrest to this Court that a
 probat might be made of the wills of m^r Thomas Hatton and
 m^{rs} Hatton deceased, and in regard the Wittnesses Lives
 Something remote, whereby they Cannot Conveniently Come
 to the Court, The Court doth therefore order that the Said
 Forrest (being one of the overseers of the will of the Said m^{rs}
 Hatton) Shall repair to m^r Iohn Hatch, or m^r Iohn Lawson,
 who is hereby Impowered to Summon Such Wittnesses before
 them, as can make prooffe of the Deseasants Wills, and that
 returne thereof be made to the next Provinciaall Court

James Iollyes Bill, to David Farrera

Be it knowne unto all men by these presents that I Iames
 Iolly do bind my Self my heires, Assignes Execut^{rs} or Admin-
 istrators to pay or Cause to be paid unto David Farrera his
 heirs Assignes Executors or Adm^{rs} the full and Iust Summe of
 one Thousand Six hundred pounds of Good Sound well Con-
 ditioned Tobacco and Caske without Ground Leaves to be paid
 at or before the 10th of October next Ensuing the date hereof,
 I Sett my hand this last of march 1657.

Signed and Delivered & Sealed in the

^{Signum}
 Iames I Iolly

^{Signum}
 p^rsence of us, Robert R T Tayler
 Giles Sadleir

p. 285 Be it knowne unto all men by these presents that I Iames
 Iolly do bind over my Cow and Calf, and heifer and my Crop
 unto David Farrera for the Said Tobacco Above-Mentioned,
 and in Case the Tobacco be not paid, I also bind over all
 moveable, and unmoveable Estate, which I will Confess in
 Court upon Demand, whereunto I Sett my hand this last of
 march 1657.

Signed and

Sealed in the presence of us

Giles Sadleir

^{Signum}
 Robert R T Tayler

^{Signum}

Iames I Iolly

Concordat Cum Orriginali
 teste me Tho: Turner Clk

Thom: Semors Bill to David Farera

This Bill bindeth me Thomas Seamer me my heirs or Assignes to pay or Cause to be paid unto David Farrera his heirs or Assignes, the full and Iust Summe of one Thousand twenty nine pounds of Tobacco, good Sound well Conditioned Tobacco with Caske, without Ground Leaves to be paid on the tenth of october next enSuing the Date hereof, and for the true performance hereof I the Said Thomas Seamer doe oblidge my Crop unto the Said ffarrera or his Assignes, as Wittness my hand this 18th day of may 1657

Teste Iacob Lumbrozo } Thomas Seamer
 Signum } Concordat cum Orriginali
 Michael M Basey } teste me Tho Turner Clk

Liber B.
No. 3.

At a Court held at Putuxent Iune the 16th 1657

p. 286

Present { Mr Richard Preston. Mr William Ewens
 Mr Michael Brookes. Mr Tho: Thomas

The Information of Iohn Robinson

Iohn Robinson Servant to m^r Tho: Thomas doth give Information upon oath, and Saith, That a Little while after Robert Chessick was brought home from running away, this Examined did hear him Say, that if m^r Dorringtons man would run away with him to the Sweades he would not Stay one day longer with his Master m^r Thomas, and farther this Examined Saith that he hath heard the Said Chissick very frequently Every day as they have been at work together discourse much of his intentions to runn away, And that upon the last Sabboth day was Sennight this Exam^d Saith that the Said Chissick did declare to him that m^r Chaplins man William Tony would acquaint the rest of those that would run away and did name one Iohn at m^r Chaplins, the frenchman at m^r Caryes, two at m^r Bellchers, and one at m^r Osbournes, and hath heard the Said Chissick Say, that he would get his masters Gunn and be better provided with powder and Shott then he was the last time that he run away, And that about the last friday at Night, the Said Chissick did Swear a Great Oath, and Said that if they had not better Store of Victualls, he would not Stay five days with his master and hath heard him the Said Chissick Sweare, that he would not Stay with his master till the Crop was in the house, And this Exam^d farther Saith that he hath heard the Said Chissick formerly Say, that when he did run away if his master or any Else Should pursue him, he would give them warning to Stand off, and if they would not he would kill them if he Could, And this Examined Saith that about two or three dayes Since he told the S^d Chissick

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Liber B. that his master and Richard Blinks was gone a fishing who
 No. 3. answered and Said the Devil go with them both for he
 did not Care if they never Came home againe whereupon
 one Stephen Servant also to the Said m^r Thomas replied and
 Swore that he did not Care if they never Came home, and
 farther Saith that the Said Stephen upon Witsun monday last
 as they were planting of Corne did wish that the Devill had
 his master, and that he would alwayes do him deceitfull work
 as Long as he was wth him, & this Exam^d Saith th^t he hath
 form^rly heard the S^d Stephen wish th^t there were a knife at his
 masters heart nine Inches Deep. John Robinson

p. 288 The Examinacōn of ffran: Spencer

The Examination of ffrancis Spencer Servant to m^r William
 Ewens, Sworne and Examined in open Court the 16th of Iune
 1657 Saith, That upon the fourteenth of this Instant month
 being Sunday in the Morning, William Tony Servant to m^r
 Chaplin Came to my Masters house unto the Quarter where I
 was, and told me he had Somthing to Say unto me, where-
 upon I went out of Door with him he told me that he and
 Iohn his fellow Servant did intend to go away very Speedily,
 with Some other Servants in the River, and asked me and
 Councelled me to go along with him, which I refused and told
 him I would not, In the Same day in the afternoon, I mett with
 Stephen m^r Thomas his Boy, and he asked me if I would go
 along with him, and told me that they were a providing for to
 go away, and they had got a fleetch of Bacon, I refused to
 Consent unto him. And farther the S^d Stephen did Say, if
 they Could they would go away the next Sunday if I would go
 with them, farther this. Depon^t Saith that th^e Said Tony En-
 quired of him this Depon^t what Gunnes we had in the house,
 and Councelled me to gett one or more, to which I answered,
 that we had none but one of m^r Smithes, and one match Lock,
 and Said I would not, and asked him the Said Tony, what
 Gunnes they had, he the Said Tony told me that he would
 provid one if he Could, And farther this Deponent Sayth not

Signum

ffran: x Spenser

The Examination of Stephen Chaplin in open Court Sayth,
 That upon Sunday last was a Senight m^r Chaplin's man Wil-
 liam Tony Came to this Examined Master's house Speaking
 to Robert Chissick one of M^r Thomas his Servants about their
 last running away the Said Chissick replied that he would not
 run away againe, The Said Tony Said that he did believe m^r
 Caryes frenchman would run away if any body would go with
 him, upon which the Said Chissick replied that, that if the

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frenchman would go he would go with him and did Speake to m^r Ewen's his man ffrancis, and did ask him if he would go with them, and told him that the S^d Chissick m^r Thomas his man and the Said Tony m^r Chaplin's man was intended to go to the Sweades, but the S^d Francis gave me this Examined no Answer. And this Examined farther Saith, that they did intend to gett what Gunns powder and Shott they Could to Carry with them, and that they did intend to gett m^r Osbournes boat. And farther this Examined doth Confess, that he hath formerly wished that a knife were in his Masters heart, Nine Inches Deep, And that he Said he would never do his master faithfull Service So Long as he lived with him

Liber B.
No. 3.

Signum
Stephen × Chaplin

The Examinacō of William Tony

The Examination of William Tony in open Court Saith that he was intended to runn away, and that m^r Thomas his man Robert Chissick did intend to run away also, and one Chaplin, and one Francis m^r Ewens his man and that they were intended to gett what Gunns powder & Shott they Could, and to take m^r Osbournes boat, and that the Said Chissick did advise this Examinat to Speake to two Servants at m^r Bellchers to See if they would go with them, and that he was at m^r Bellchers to that purpose but Could not Speake with them,

William Tony

The Examinacon of Iohn Beall

The Examination of Iohn Beall in open Court Saith, That William Tony did Speake to this Exam^t and did ask him if he were minded to go away againe this Examined Saith that he told him, no, the Said Tony replied and told this Examined, that he and Robert m^r Thomas his man (and that he had Spoken to m^r Ewen's man Francis) w^{ch} were all minded to go away as the S^d Francis Said, upon which this Examined replied, th^t he would not go wthout m^r Carys frenchman would go, because there was nobody of them that was to go, that Could tell how to do any thing in a boat, And that Stephen Chaplin told this Examined that they were to take m^r Osbournes boat,

p. 290

Signum
Iohn × Beall

Whereas it appeares to this Court by the aforesaid Examinations of the above mentioned parties, that there was a Conspiracie amongst the Said Examin^s to run away and to Steale and Carry with them Gunns powder Shott and Provision and m^r Osbourns boat, And whereas it appears to this Court that

Liber B. Robert Chissick Servant to m^r Thomas Thomas hath not only
 No. 3. been one of the Chief Acters in this late designe to Endeavour
 his and the rest their running away, but hath formerly been
 the Chief Instigator and Actor in a former running away and
 Stealing and Carrying with him (and the rest that then run
 away) Gunns, powder Shott, a boat & Provision The Court
 doth therefore order that the Said Chissick Shall receive
 Thirty Lashes upon the bare back with a whip. And that the
 Said Chissick is by this order enjoyned not to depart or Ex-
 empt himself from his Masters plantation without his masters
 Leave and to Demeane himself Civilly and orderly upon pain
 of farther Censure, Provided alwayes that this Order doth not
 any wise acquitt the Said Chissick from any Charge or trouble
 he hath occasioned to his master by his former running away,
 And the Court doth Likewise order that Stephen Chaplin in
 regard of what is testified against him, and his own confession
 and his former running away Shall receive twenty five
 Lashes upon the bare back with a whip, and that Iohn Beale
 in respect of his former running away, and his Concealing
 and Consenting to this last Combination, Shall Execute the
 punishm^t upon Robert and Stephen Chaplin according to the
 abouesaid orders.

order versus W^m Tony

p. 291 Whereas it appears to this Court that W^m Tony was one of
 the Chiefe Fomenters of this late intended running away, and
 the Consequence thereof, The Court doth order that the Said
 Tony be Confined to abide within the bounds of his masters
 Plantation and not to Exceed the Same without his masters
 Leave, untill he give Testimonie by his Civill and Dutyfull De-
 meano^r of his future good Carriage.

p. 292 Caveat for Administracōn by m^{rs} Harris

Iune the 30th 1657 M^{rs} Mary Haris of Putuxent in the Prov-
 ince of Maryland doth this day Enter a Caveat for Adminis-
 tration of the Estate of her husband m^r Richard Harris de-
 ceased untill farther order at the next Provinciaall Court.

p. 293 This 1th day of Ianuary 1654

Known to all men by these presents that I William Asbeston
 do acknowledge to have received of Robert Smith full Satis-
 faction for one Red pied heifer Cropt on both Eares and un-
 derkeel'd, I the Said W^m Assbeston do avouch and affirme the
 Sale of the Said heifer and her increase, that Shall hereafter
 insue against all rights or Claimes in Law unto the Said
 Robert Smith and his Assignes as Wittness my hand the day
 and year above written William Asbeston

Known unto all men by these presents that I Rob^t Smith doe give my Daughter Elizabeth Asbeston and her Children which are at present, and Shall hereafter Issue betwixt my Daughter and her husband which is at present all my right and Title in this Bill Sale ffarthermore if her husband dye before her, The Said Cattle Shall be Divided into three parts, and my Daughter to have one Share and the Children two Shares As Wittness my hand the day and year abov written

Liber B.
No. 3.

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Testife his mark Robert Z Smithe
Iohn x Bisco } Concordat Cum his mark
Marke Bloomfied } orriginali teste me Tho: Turner Clk

At a Court held at Putuxent th^e 25^{to} die Iulij Anno
Domini 1657

Present { Mr Richard Preston. Mr William Parratt
 { Mr William Euens. Mr Thom: Thomas

Order agst Alexander King

Whereas it appeareth to this Court that Man named Alexander King Came into this Province about 3 months Since with a woman named Mary pretending that they were man and wife, and under that pretence have lived and bedded together as man and wife as by testimony appeareth, untill upon Good grounds they were Suspected to be fugitives and thereupon were apprehended and in the Sheriffes Custode, but the Said King having broke prison is run away, and the Said Woman being Conuened before this Court upon her Examination Confessing that She is not the wife of the Said King, But that She is the wife of one Iohn Butler a Liver in York in Virginia and that She Came away with the Said King from her husband without his leave or knowledge, and hath kept Company with the Said King owning him to be her husband The Court doth therefore order that the S^d Mary Butler Shall receive twentie Lashes upon the bare back with a whip viz ten Immediatly at the Court Door and ten at the River Side of Potomock and So to be by the Sheriffe with this order passed over the River Potomock and Delivered on Virginia Side unto Some of his highness the Lord Protectors officers there th^t Course may be taken for her Safe Conveyance to the place from whence She Came.

Whereas two fugitive Servants, which run away from York in Virginia the one Servant as is Supposed to m^r Nathaniell Bacon named Peter Key, the other Servant to m^r ffran: Wheeler named Huntington Ayes, as the Said Ay^es Confesseth being apprehended and brought before this Court The Court doth

p. 295

Liber B. order that the Sheriffe of Patomock Shall take the Said fugi-
 No. 3. tives into his Safe keeping and with all possible Expedition
 See them Safely Conveyed over the river Patomock and
 Delivered into the Custody of Some of his Highness officers
 in Virginia, that order may be taken for their Speedy Con-
 veyance untill they be Safely delivered unto their respective
 masters, and the Sheriffe is hereby Impowered to press boat
 and men to transport them over Patomock.

John Davis aged forty yeares or thereabout Sworne and
 Examined Sayth that one Named Alexander King and Mary
 King did during their Continuance at his this Deponents house,
 which was about five weekes did lie together as man and wife,
 and that he this Deponent did know no other, but that they
 were man and wife, And farther this Deponent Saith not
 John Davis

Mary Davis aged twenty Eight years or thereabout Sworne
 and Examined Saith, that Alexander King and Mary Butler lay
 together as man and wife and She this Depon^t did know no
 other but that they were man and wife, and farther Saith not
 Sworne before me. Woodman Stockley.

The Examination of Iane Pauldin taken in open
 Court the 25th of July 1657

The Exam-
 inacōn of
 Iane Paul-
 din

She this Examinat Saith that in march last, Iohn
 Norton planter, on a Certaine time when his wife was
 abroad Came and Importuned this Examinat to be
 dishonest with him, and never gave over his Impor-
 tune Suite and faire Speeches, untill he had obtained her this
 Examinats Consent to Lye with him, and yeild unto him the
 Carnall use of her body, and that the Said Norton had likewise
 the Carnall knowledge and use of her this Examinats body
 three or four times more, So that this Examinat is with Child
 by him the Said Norton, and She this Examinat doth farther
 declare that he the Said Norton is the only true and proper
 father to the Said Child, And farther Saith not

Signum
 Iane P Pauldin

At a Court held at Putuxent the 17th of August 1657

Present { M^r Richard Preston M^r Woodman Stockley
 { M^r Michael Brookes, M^r Thom: Thomas
 { M^r William Ewens,

Order against two Servants of m^r W^m Parkers
 Whereas Cap^t Phillip Morgan hath Petitioned to this Court
 against two Servants of m^r William Parkers the one named

Thomas Hobson, the other named Iames Shaklady for forging a Certificate under the hand of m^r Richard Wells as their Master, and Thomas Boone as Wittness to the Said Certificate, and the parties Confessing to this Court that they did forge the Said pass or Certificate, The Court doth therefore order, that the Said Thomas Hobson and Iames Shaklady Shall each of them receive twentie Lashes a piece upon the bare back with a whip.

Liber B.
No. 3.

Whereas Thomas Hobson hath petitioned this Court for a remittment of his punishm^t of whipping which by this Court is ordered that he Should Suffer, The Court doth order upon the motion of Cap^t Morgan, and the Humble request of the Said Hobson, that upon his future Good behaviour, and that he whip Iames Shacklady that his punishm^t be remitted.

Know all men by these presents that I Iames Veitch doe for me my heires and Assignes freely give unto Richard Keene the Son and heir of Richard Keen of Putuxent planter one Cowe Calfe with th^e increase thereof for him the Said Richard Keen his heirs or assignes to enjoy for ever, the Said Cowe Calf is now in Ishmael Wrights Plantation and is a black and white Calf with a Starr in the forehead marked with a Swallow taylor in the right Eare and a hole in the left, with a nick under Each Eare, That this is my free act and Deed, Wittness my hand this 30th of September 1657 This Deed acknowledged in open Court the day afore mentioned

Iames Veitch

Teste me Thomas Turner Clk

Rob^t Blinkome

Know all men that I Mary Iarbo do make a Deed of Guift of those Cattle above Mentioned to witt one Cowe and a heifer marked with a Crop in the right Eare with a hole and a Slitt cutt in the hole, the left Eare overkeelee and underkeelee, unto m^{rs} Ann Hamonds youngest Child, I being his Godmother, and all the female Cattle to be for the use of the Said Child, and the male Cattle to his mother, and desire to have it Recorded by the first Convenience as Wittness my hand this 3^d of Iune 1656.

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Signum

Wittness Signum

Mary M Iarbo

Peter P Mills

Iacques Coullott

Iohn Iarbo

Liber B.
No. 3.

At a Court held at Putuxent th^e 22^d of August
1657

Present { Mr Richard Preston. Mr William Parratt
Mr Iohn Pott Mr Tho: Thomas

p. 298 These presents Wittness that I William Berry Son and heire of Iames Berry late of Accomack, (but now both of Putuxson in Maryland) Have by these presents and by the appointment and Authoritie to me Given from my Loving father Iames Berry aforesaid, and by my own free and willing Consent, have by these presents bargained, Alienated and Sold, and do hereby Bargaine Alienate and Sell unto Cap^t Fran: Pott of the County of Northampton (alias) Accomack aforesaid two Dividents of Land, the one Containing three hundred acres and fifty, Scituate and lying in Maggutty Bay in the County of Northampton (alias) Accomack aforesaid, and Granted unto the Said Berry by Pattent in the time of S^r Iohn Harvey Knight his Government and bearing date th^e 22^d of August 1637 as by the Said Pattent it Self, assigned to the Said Fran: Pott under the Said Iames Berry his hand may and doth more at Large appeare, as also in the Records at Iames City bearing the Same date. And the other Pattent Containes two hundred and and fifty acres, Scituate lying and being behind the Said Land and adjoyning to the land at th^e Seaboard Side of the Said Francis Pott, (which Land is knowne by the Name of Gold Quarter) The Pattent for the Said two hundred and fifty acres was granted by S^r Francis Wyatt in the time of his Governm^t and beares date the tenth day of October 1640 The whole quantitie of Land being Six hun^d acres which I the Said William Berry have Lawfully Sold and do hereby relinquish, disclaime and renounce all my right Title and Interest that either my Father Iames Berry or my Self, have to the Said Land formerly resited or heretofore had, or hereafter may have unto Cap^t Fran: Pott his heirs, Executors, Administrators and Assignes for Ever hereby acknowledging to have received a full and Valuable Consideration to my Content, and according to agreem^t made to and with the Said Pott viz. Seven Sufficient Cowes, Some with Calves and Some ready to Calfe ei: and do hereby Warrant the peaceable and quiett enjoyment of the Said Land unto the Said Fran: Pott his heires or assignes for Ever, for or by reason of any right, title, Claime or interest that ever my father Iames Berry or my Self, or any of our allyes may Ever hereafter Claime unto the Said Land, hereby engageing to make any farther or better Conveyance unto the Said Pott (he being at the Charge) or to his Assignes as any way may be adjudged Convenient for the better Conveyance assurance and quiet Enjoyment of the Said Land unto the Said Pott or his

Assignes And in Wittness of the truth hereof, I the abovesaid William Berry have hereunto Sett my hand and affixed my Seale this 14th day of may and in the year of our Lord God 1655

Liber B.
No. 3.

Signed Sealed & Delivered in the presence of us
 Rich: Preston
 Will: Iohnson
 Iohn Pott

William Berry
 { Recordum verum
 { ex Orriginali teste me }
 Tho: Turner Clk

William Silverthorne aged 23 yeares or thereabout Sworne and Examined in open Court Saith that he never heard Hanna Wise nor any other person Say that m^{rs} Elizabeth Berry had another husband in England besides m^r Iames Berry, only Some rumours of Late, this Depon^t Saith he hath heard to th^t purpose And farther this Deponent Saith not

Signum
 William M Silverthorne

At a Provinciaall Court held at Putuxent the 22^d p. 299
 of September 1657.

Present { M^r Rich: Preston. m^r Sam: Withers
 m^r Ed: Lloyd. m^r Iohn Pott
 Cap^t Rich: Ewen. m^r Will: Ewens
 m^r Iohn Hatch. m^r Will: Parratt
 m^r Mich: Brooke. m^r Iohn Lawson
 Cap^t Phill Morgan

order Granted unto m^{rs} Mary Harris for Administracōn

Whereas m^{rs} Mary Harris hath Petitioned this Court for Administration of the Estate of her husband Richard Harris deceased, The Court doth order that Administration be Granted unto the Said m^{rs} Mary Harris, upon the Estate of her Said husband m^r Richard Harris deceased and that a true and Iust Inventorie with a true appraizment of the Said Estate, be Exhibited into the Secretarie his office within twentie dayes, and that the Said Estate be appraised by Iohn Halfhead, m^r GouldSmith, m^r William Stephens m^r William Chaplin and m^r William Ewens to be there and Administer to the appraizers their Oath

Elizab: Rob: and Robert Robins def^t

Whereas Elizabeth Robins had a reference in a Suit depending between her as plantiff and her husband Rob^t Robins defendant, unto this Court upon the mocōn & affirmation of William Whittell who testifyeth to the Court that the Said Elizabeth Robins is So Sicke that She Cannot appeare at this present Court, The Court doth order that the Suit depending be referr'd unto the next Provinciaall Court

Liber B. William Chaplin plft }
 No. 3. Iohn Day deft } Whereas m^r Chaplin arrested to this Court
 Iohn Day to give an account of the Estate of
 William Walworth deceased, and the Said Chaplin having
 Petitioned this Court for that purpose, and not proving his
 pett, the Defend^t Craveing an Nonsuit, The Court doth order
 a Nonsuit with Cost of Suit.

Nath^{ll} Pope plft }
 Will^m Robinson deft }
 p. 300
 Whereas m^r Nathaniell Pope arrested to
 this Court William Robinson in an Action of
 debt and whereas the Said Robinson doth neither by himself
 nor his Attorney appeare, The Court doth order that if the
 Sheriffe doe not at the next Court Cause the Said Robinson to
 appear in this action then order to pass against the Sheriff for
 what the Said m^r Pope Shall then make appear from the Said
 Robinson with Such Cost and Damages as then the Court
 Shall think fitt

Nathan^{ll} Pope plft }
 Edward Hall deft }
 Whereas m^r Nathaniell Pope arrested to this
 Court Edward Hall for a debt of one thousand
 five hundred and ten pounds of Tobacco and Caske due by two
 Specialties the one bearing date the 28 of December 1651
 payable the tenth of November next Ensuing the date thereof
 the other bill bearing date th^e 28th of December 51 payable the
 10th of nov^r 1653 and the Said Hall appearing by his Attorney
 who acknowledged the debt, The Court doth order that the
 Said Hall Shall Satisfie the Said one thousand five hundred
 and ten pounds of Tobacco and Caske with three hundred and
 Ninety pounds of Tob for forbearance with Cost of Suit or else
 Execution.

Nathan^{ll} Pope plft }
 Abram Holman Attorney }
 of Thom: Hawkins deft }
 Whereas it appears to this Court that
 Thomas Hawkins Standeth indebted unto
 m^r Nathaniell Pope in the Sum^e of one
 Thousand 53 pounds of Tobacco and Caske due by Specialty
 bearing date the first of may 1655 payable the tenth of
 November next Ensuing and the Said Hawkins appearing by
 his Attorney Abraham Holman, who hath Confessed a Iudg-
 ment in the behalf of the Said Hawkins, The Court doth order
 that the Said Hawkins Shall Satisfie the Said debt of one
 Thousand fiftie three pounds of Tobacco and Caske with one
 hundred twenty Six pounds of Tob: for forbearance with Cost
 of Suit or else Execution

Nathan^{ll} Pope plft }
 Rich Watson deft }
 p. 301
 Whereas it appeareth to this Court that
 Richard Watson Standeth indebted unto m^r
 Nathaniell Pope in the Sum^e of nine hundred and ninetie
 pounds of Tobacco and Caske as by Bill appeareth, and the

Said Watson appearing by his Attorney Cap^t Waring who
 confessed Iudgm^t The Court doth order that the Said Watson
 Shall Satisfie the Said Nine hundred and ninety pounds of
 Tobacco with one hundred and Sixteen pounds of Tobacco for
 forbearance & Cost of Suit or Else Execucōn

Liber B.
 No. 3.

Iohn Lewger }
 Thom: Mitchell } Whereas it appeareth to this Court that Iohn
 Lewger Standeth indebted unto Thomas Mitchell
 the Sumē of two hundred pounds of Tobacco as by Bill
 appeareth, And Walter Hall Attorney of the Said Lewger
 Confessing a Iudgment upon the Said Debt, The Court doth
 order that the Said Lewger Shall Satisfie the Said debt with
 Cost of Suit or Else Execution.

William Ireland plft }
 Capt Morgin defendt } Whereas William Ireland Servant to m^r
 William Parker, hath Petitioned to this Court
 That Cap^t Morgin did unhumanly beat him, and also hath
 Complained to this Court, that the Said Morgin doth Exact
 that he the Said Ireland, and the rest of the Servants in that
 family Should beate their Victuals in the Night and that they
 often times want Victuals, The Court taking the Said Severall
 Complaints into Consideration doth order that the Said Cap^t
 Morgan do hereafter forbear to beate or Strike the Said
 Ireland unlawfully, and that he doth not Exact that the Said
 Ireland doe beate in the Night time but at a Seasonable time
 in the yeare or in Case of Necessity, And that the Said Cap^t
 Morgin provid Sufficient dyett for the Said Ireland and the
 rest of the Servants of that family.

Nonsuit is Granted to m^r Gerrard in Action depending
 between Cap^t Mitchell plft and him the S^d Gerrard def^t with
 fiftie pounds of Tobacco Damage

At a Provinciaall Court held at Putuxent for the
 Province of Maryland the 23^d of September 1657
 Commissioners Present as the Day before

Reference inter In^o Nevill & the wife of Iames Attcheson

The Case of Iames Attcheson Concerning Iohn Nevill & the
 S^d Attchesons wife is referred to the next Court

The Court doth order with the Consent of both parties that
 the matter depending between Thomas Seamer plft and Major
 Iohn Billingsly defendant be refer'd to the Determination of m^r
 Michael Brookes and m^r William Ewen, And in Case the Said
 Arbitrators do not agree then to Chuse an Umpare, and
 according to the Said Arbitration

The Court to Order accordingly.

Liber B.
No. 3.

We Michael Brooke and William Ewens being appointed by order of Court to end and Determine a difference depending betwixt Thomas Seamer pf^t & major Iohn Billingsly defendant, we the Said Arbitrators doe find and allowe unto the pl^t the Summe of one thousand four hundred and Ninetie pounds of Tobacco and Caske and Court Charges as Wittness our hands this 23^d of September 1657

Which foresaid Summe is to be paid at or upon th^e 10th of November next and the Said major Iohn Billingsly to put in present Securitie for the performance of the Said agreement. And all accompts and differences in this Suit to be ended, and all differences whatsoever from the beginning to this present day.

Mich: Brooke
Will Ewen

Whereas divers Wittnesses are Summoned, and bound over to this, Court to give in Evidence in the behalf of his Highness concerning the Death of a Servant of Iohn Dandies named Henry Gouge. The Court doth order that the Said Wittnesses give their attendance at this Court upon Tuesday next being the 29th of this Instant September

The Difference depending between Mary Gillford and the wife of Alexander Watts is reconciled and the parties agreed

Refference to Phill. Land pl^t In^o Cornelius & Walter Peake Def^t

Refference is Granted unto the wife of Phillip Land, as the Said Land his Attorney in the Suit depending betwixt the Said Phillip Land and Iohn Cornelius and Walter Peake.

major In^o Hollis pl^t }
In^o Nevill def^t }

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Whereas major Iohn Hollis hath made appear to this Court upon his oath that Iohn Nevill is indebted unto him the Summe of four hundred fortie Six pounds of Tobacco and Caske, and the Said Nevill having form^rly Confessed the Said debt to m^r Iohn Hatch as by the Testimony of the Said m^r Hatch appeareth, The Court doth order that the Said Iohn Nevill Shall Satisfie the Said four hundred forty Six pounds of Tobacco with Court Charges or Else Execution.

Whereas it appeareth to this Court that William Styles is indebted unto Edward Williams the Summe of three hundred pounds of Tobacco and Caske due for work done by the Said Williams for the Said Styles, The Court doth order that the Said Styles Shall pay the Said three hundred pounds of Tobacco and Cask with Cost of Suit or Else Execution

Thomas Seamor plft } Thomas Seamor plft and major Iohn Billingsley defendt have both appeared before the Court, and have both acknowledged that all matters, actions, debts and accompts are fully Ended, and discharges given from each to the other and the Said major, Billingsley to pay Cost of Suit

Liber B.
No. 3.

Order Granted to m^{rs} Iane Eltonhead versus the Estate of m^r Edmond Scarberough

Whereas m^{rs} Iane Eltonhead hath Petitioned this Court for Satisfaction for Six oxen of the Said m^{rs} Eltonheads killed by m^r Edmond Scarborough at Accomacke as by testimony appeareth, The Court doth order that if the Said Scarberough or Some for him do not appeare at or before the next Court then Iudgment to pass against the Estate of the Said Scarberough, for So much as Shall then appear to be due from the Said m^r Scarberough to the Said m^{rs} Eltonhead, and this order to be fixt at the Court Door.

order Granted to m^r George Guttridge for Administration

Administracon is Granted unto m^r George Guttridge who Married the relict of Cap^t William Lewis upon the Estate of the Said Cap^t William Lewis deceased

Wm Dorrington plft } Whereas William Dorrington arrested to
Abram Holman deft } this Court Abraham Holman for wrongfully Detaining of two Servants of the Said Dorrington, and whereas the Said Holman was to receive one hogshead of Tobacco of Cap^t Peter Iohnson the predecessor of the Said Dorrington upon motion of the Court to the plaintiff and deft Doth order with the Consent of both parties that the Said Holman Shall acquit the Said Dorrington of the Said Hogshead of Tobacco and pay Court Charges.

P. 304

Peter Underwood Sworne and Examined in open Court Saith that he this Deponent being departed from his masters Service, and Comeing to Kent, and being at a house next to Abraham Holman over night, this Deponent went to the house of the Said Abraham Holmans and lay there all that night, and moreover told the Said Holman that he was run away from his master, the next day this Deponent went with the Said Holman to kent point, where one Iohn Boone was riding out in the Bay in a Boate, and the S^d Holman Called out to him the Said Boone, and Said he would not meddle with him if he would Come ashore, and afterwards the Said Holman took this Deponent and the Said Boone home to his house, and gave us a Deer and two Loaves of Bread, and twentie Eares of Corne, and afterwards the Said Holman gave us a

Liber B. board, and Chawked upon it, and Shewed us thereby how we
 No. 3. Should Steere up to the mouth of Elk River, And accordingly
 we went according to his Directions, and left a Gunn with him
 for Satisfaction, but we did loose our Selves and Came back
 againe to his house and the Said Abraham Holman, Enter-
 tained us againe about three weeks and there we worked with
 him So Long as aforesaid, and from time to time we desired
 to Come home to our masters ; but the Said Holman neglected
 us therein, and at all times when any Strangers Came to the
 house, he the Said Holman would hide us out of the way, and
 not lett us be Seen, and at last he borrowed a Strange boat,
 and Came to this Deponents master to See if he would buy
 us, And farther this Depon^t Saith not

Peter Underwood

Iohn Boon affirmeth the Very Same And farther Saith not
 Signum
 Iohn O Boone

Whereas it is thought requisite that a View be taken of the
 Corps of Henry Gouge who is Suspected to have been
 p 305 brought to an untimely Death, by his master Iohn Dandy, And
 whereas it is Conceived that there Cannot be had in Convenient
 time a Competent Iury, to take View of the Said Corps, The
 Court doth order that m^r Iames Veitch be hereby Impowered
 to go to the place, where the Said Gouge is interred and to
 Call So many of the neighbours as Conveniently can be pro-
 cured with two Chirurgeons viz. m^r Richard Maddokes and
 m^r Emperor Smith, And after the Said Neighbours with the
 two Chirurgeons have taken a diligent View of the Said Corps,
 then the Said Chirurgeons in the View of those that Shall be
 then present, are to take of the head of the Said Corps and
 after diligent View and Search to Signifie under their hands,
 how they find the Said head & Corps, and are to Cause the
 Said head to be Carefully lapped up and warily brought to
 the Court, with what Convenient and possible Speed as
 may be

The Same Court Continued the 24th of September
 1657

Present	m ^r Richard Preston	m ^r Iohn Lawson
	M ^r Ed: Lloyd	M ^r Thom [̄] : Thomas
	M ^r Sam [̄] Withers	M ^r Will ^m Parratt
	M ^r W ^m Ewens	M ^r Iohn Pott

Bastean Protestant Dep^o

Bastean Protestant aged 20 years or thereabouts Sworne
 and Examined in open Court Saith, That he this Deponent

Lived with Iames Linsey one yeare and planted there for a Share, and that he this Deponent was run away and that Iames Linsey did know that he this Deponent was run away, and did keep this Deponent from his Master, And further this Deponent Saith that his master Hollis Came, three or four times for him this Deponent and alwayes the Said Linsey did hide this Depon^t out of the way and Sent this Deponent to a Neighbours house and put another in this Depon^{ts} room for three weeks And further this Depon^t Saith not

Liber B.
No. 3.

Signum
Bastean × Protestant

Whereas according to the order of Court we have proceeded and diligently viewed the head of the Corps of Henry Gouge. And being laid open to us by the Chirurgeons which was Ordered by the Court to View, and Lay it open unto us.

p. 306

We here detest under our hands, that we can See nor find nothing about the Said head, but only two places of the Skin and flesh broke on the right Side of the head and the Scull perfect and Sound, and not any thing doth or can appear to us to be any Cause of the Death of the Said Gouge, And alsoe we doe detest that we did Endeavour what possible in us lay to Search the body of the Said Corps, and Could not possibly do it; It being So Noysome to us all, and being put at first into the Ground without any thing about it, as the Chirurgeons and the Sheriffe can Satisfie you, This is the truth and nothing but the truth as Wittness our hands this 25th of September 1657

And according to the order we have delivered the Said head unto the hands of the Sheriffe

W ^m Barton	Henry h l Lilly
Richard Lloyd	Edward × Turner
Christopher Russell	Richard ⚡ ⚔ Bennett
Thomas Bassett	William M Whittle
Richard R Nevett	William Young
Christopher Goodicker	

order Granted to Edw^d Turner for Attachment Versus Cap^t Tillman

Attachment is Granted unto Edward Turner upon the Estate of of Cap^t Samuell Tillman to the Value of one Thousand two hundred pounds of Tobacco to be answerable for Goods bought of the Said Tillman and paid for by the Said Turner as by Testimony appeareth, which was two hogsheads Containing neate Seven hundred pounds of Tobacco.

Roger Grosse }
Roger Scott deft } Whereas m^r Roger Groce hath petitioned this Court against Roger Scott, for Getting his maid

Liber B. Frances Smith with Child, And whereas the Said Frances Smith
 No. 3. doth affirm that the Said Scott is the father of the Child She
 now goes withall as by her Examination taken by m^r Edward
 Lloyd the 14th of August last appeareth, The Court doth
 order that the Said Roger Scott Shall Stand Committed untill
 p. 307 he Give Securitie for the Maintainance of the Said Child, if it
 appear to be his the Said Scotts when it is borne, And also
 to make Good Such Damages as the Said m^r Groce, Shall
 make Iustly appeare he hath Sustained by the Said Scotts
 getting his maid with Child.

In^o Lord plft } Whereas it appeareth to this Court, that by
 Ann Hamond Deft } an order of Court at Iames town, there is due
 to Margaret Myles from Iohn Hamond the Sum of Seven hun-
 dred and fiftie pounds of Tobacco and Caske. And m^r Iohn
 Lord Attorney of the S^d m^{rs} Miles, Suing to this Court for Sat-
 isfaction, The Court doth order that the Said Seven hundred
 and fiftie pounds of Tobacco and Caske be forthwith Satisfied
 or Else Execution

Mr Richard Smith Attorney } Whereas m^r Richard Smith Attorney
 to m^{rs} Sarah Marsh plft } of m^{rs} Sarah Marsh, hath made appeare
 m^r Robert Clarke defendt } by accompte to this Court, that m^r
 Robert Clarke is indebted unto the Said m^{rs} Sarah Marsh the
 Sum of three thousand Six hundred Seventy three pounds of
 Tobacco. The Court doth order that the Said m^r Robert Clarke
 Shall Satisfie the Said debt or Else Execution provided that if
 the Said m^r Clarke do make appeare that a Bill of one thou-
 sand two hundred pounds of Tobacco mentioned in the Said
 accompt past by the Said Clarke to m^r Abbott, past before the
 date of the Said Accompt, as also a note under m^r Thomas
 Marsh his hand for one Cowe or Seven hundred pounds of
 Tobacco the which Bill of twelve hundred pounds of Tobacco
 and the Said Note for the Said Cowe, or Seven hundred
 pounds of Tobacco, if the Said m^r Robert Clarke do make
 appeare by the next Generall Court, is to be discompted out of
 the Said accompte of three thousand Six hundred Seventy
 three pounds of Tobacco aforesaid

mr Iohn Hatch plft } Whereas m^r Iohn Hatch arrested m^r Iohn
 mr In^o Lewger deft } Lewger in an Action of debt, and m^r Edward
 p. 308 Hall appearing as Attorney, as Attorney of the Said Lewger,
 and the debt being nine hundred thirty three pounds of
 Tobacco and Caske the Said Hall hath acknowledged a Iudgm^t
 th^e behalf of the S^d Lewger for the Said Nine hundred thirty
 three pounds of Tobacco & Caske

Whereas it appeareth to this Court that Iames Veitch is indebted unto m^{rs} Ann Dorrington for the use of m^r William Durand, the Sume of two thousand five hundred and Sixtie pounds of Tobacco as by a note under the Said Veitch his hand appeareth, The Court doth order that th^e Said Iames Veitch Shall Satisfie the Said debt of two thousand five hundred and Sixty pounds of Tobacco with Cost of Suit or Else Execution. Liber B.
No. 3.

It appearing to this Court that William Thomson is Indebted unto Ann Hamond the Sumē of fortie five pounds of Tobacco, The Court doth order that the Said Thomson Shall pay the Said fortie five pounds of Tob. with Cost of Suit or Else Execution.

Paul Simpson is dismist in the Suit wherein he was arrested at the Suit of Ann Hamond with Cost of Suit

Refference to
Aron Iacobson plft } Reference is Granted in the Suit between
Tobias Norton deft } Aron Iacobson plantiffe and Tobias Norton
defendant untill the next Court.

- The Same Court Continued th^e 25th of Sept^r
1657

Present { m^r Rich: Preston M^r Iohn Lawson
 { M^r Ed: LLOYD M^r Iohn Pott
 { M^r Iohn Hatch M^r Will Ewens
 { M^r Sam: Withers M^r Thom: Thomas

Reference is Granted with the Consent of the defend^t that the Suit depending between Iohn Salter plantiff and Francis Brooke defend^t untill the next Generall Provinciall Court to be held in March next

Edward Hostkeys plft } Edward Hostkeys Complaining to this
Capt Fendall defendt } Court that Cap^t Iosias Fendall hath much
Injured him in laying Claime to him as a Servant The Court
doth order that the Said Hostkeys Shall remaine with Michael Basey untill the next Court And the Said Hostkeys to give
Notice of this Order, and Call to the next Provinciall Court, the S^d Cap^t Fendall or his Attorney that they may Shew, by
what right the Said Hostkeys is detained as a Servant. p. 309

Iohn Lord aged 28 years or thereabout Sworne and Examined Sayth, that he heard Coll Smith Say that he had lent Cap^t Iosias Fendall one boy to wait on him naming Edward Hostkeys, farther this Deponent Saith that one m^r Cooke did

Liber B. affirme that this Boy his master, being master of Coll Smith's
 No. 3. Pinck did at his Death Sett this Boy free in Iameco, And
 farther this Deponent Saith not Iohn Lord

Samuell Bonam aged 36 yeares or thereabout Sworne and
 Examined Saith that he this Deponent heard Coll Smith Say,
 that he had lent Cap^t Fendall a Boy to wait on him, And
 farther this Deponent Saith not Samuell Bonam

The Deposition of Nicholas oliver ageded thirty five Sworne
 and Examined before m^r William Parratt the 13 day of Iuly
 1657 Sayth that Edward Hostkeys was hired for one year to
 William Smith for five pounds Sterling, for the Clothes his
 own master gave him (Samuell Broadstreet) William Smith
 was to pay the Taylor for making up the Cloathes for the Boy
 upon his own Cost and Charge, and if the Boy did want any
 Cloathes before his time was Expired, he was to take them up
 for the Boy, and he to allow it him out of his wages, And
 farther this Dep^t Saith not Signum

Nicholas H Oliver

Margaret Herring plft }
 Iohn Little defend^t }
 p. 310 } Whereas Margaret Herring arrested Iohn
 Little unto this Court in an Action of the
 Case The Court doth order a Nonsuit to Iohn Little in that
 Action, and do adjudge that the Said Margaret Herring had
 no Cause of Suit, And that Iohn Little have in his recullisance
 wherein he was bound to appeare with Cost of Suit.

Nonsuit is Granted to Robert Hopkins defendant in an
 action wherein Michael Basey is plantiff with Cost of Suit.

Reference is Granted untill the next Generall Provinciall
 Court in march next unto m^r Iohn Pott defendant in an action
 of Slaunder at the Suit of Iohn Little.

Iohn Little plft }
 m^r Iohn Pott def^t }
 Nonsuit is Granted unto m^r Iohn Pott in an
 action wherein he the Said Pott is defend^t in
 an action of Battray with Cost of Suit.

M^{rs} Ann Hamond hath acknowledged a Iudgment of Six
 thousand pounds of Tobacco and Caske due by Bill dated the
 7th of may last payable upon all Demands unto m^r Iohn Lord
 of New England

Nonsuit is Granted to m^r Iohn Cornelius plf agst William
 Denby defend^t with Cost of Suit

Nonsuit is Granted to Richard Foster defend^t in an Action wherein Samuell Parker is plf^t with Cost of Suit

Liber B.
No. 3.

Whereas by the Death and absence of Some of the Provinciall Commissioners of the Quorum the publique affaires of this Province are not So attended to, as might be otherwayes if Some of the Provinciall Commissioners were added to the Quorum, The Court doth therefore order that m^r Edward Lloyd m^r Michael Brookes & m^r Iohn Hatch be Commissioners of the Quorum for the Government of this Province of Maryland

Order Gran^d Cap^t Mitchell

Whereas Cap^t William Mitchell hath Petitioned to this Court for an Error in Iudgment, to traverse upon a Iudgm^t given against him the S^d Mitchell at a Provinciall Court held the last of Iune 1652, and this Court Conceiving upon the allegations of the Said Cap^t Mitchell that there may be Ground for a Traverse upon that Iudgm^t hath Granted, And doth order that the Said Cap^t Mitchell be admitted to make his plea at the next Generall Provinciall Court in March next, And if the Said Cap^t Mitchell do then make Good his allegations according to what in his Declaration is therein Contained, The Court then to determine whether he Shall be admitted to his traverse upon that Iudgm^t against the Said Cap^t William Mitchell as aforesaid, And that this order be not only Sett up at the Court Door, but the Sheriffe is hereby Enjoyned to give publick notice thereof.

P. 311

Deposit. inter Turner & Tillmam

Edward Turner Saith and Declareth upon Oath that he this Deponent never did receive any manner of Satisfacōn from Cap^t Tillman for Seven hundred pounds of Tobacco and Caske; the which this Depon^t paid the S^d Tillman for Goods bought of him the Said Tillman, farther this Deponent affirmeth upon Oath, that he this Deponent did often demand the Said Goods, but never received them, or any Satisfaction, but only a key of a Chest w^{ch} this Depon^t bought with the Goods, In which Chest the Said Goods were locked up:

Signum

Edward × Turner

Richard True Sworne and Examined Sayth that he was aboard when Edward Turner demanded his debt of Cap^t Tillman, and heard the Said Turner demand his debt of the Said Cap^t Tillman, But did not know any thing of the agreem^t made betwixt them

Signum

Richard ♂ True

Liber B. Umphrey Attookes aged 38 yeares or thereabout Sworn and
 No. 3. Examined Saith that he this Depon^t was aboard when Edward
 Turner demanded Somwhat of Cap^t Tillman, but what it was
 that the Said Turner demanded this Deponent knoweth not,
 but this Depon^t heard Cap^t Tillman reply unto the Said
 Turner, if I owe you any thing Sue me at Law, and farther
 Said, th^t if the S^d Turner did abusee him in the Ship he would
 Kayne him, And farther this Depon^t Saith not

Signum
 Umphrey O Attcokes

p. 312 April the last day 1656. Received by me Iohn Hart of Ed-
 ward Turner one hogshead of Tobacco for the use of Cap^t
 Tillman, weighing Neat three hundred and forty and I do
 acknowledge there is another hogshead of Tobacco received
 of the Said Edward Turner for Cap^t Tillman's use the weight
 I know not for both the hogsheads abovesaid the Said Turner
 remaines yett unsatisfied I Say received by me
 Wittness

William Iohnson { Concordat Cum Signum
 { orriginali teste me Iohn M Hart
 Thomas Turner Clk

The Deposition of Iohn Lawson Examined and Sworne this
 23^d of September 1657. Saith, That in or about march in the
 yeare 1656 Edward Turner being aboard m^r Tillmans Ship
 with me to gett Goods m^r Tillman asked me if I knew him to
 be an honest man, I replied yes, for that I was Sure he would
 pay for the Goods he had of him, Goods I see was delivered
 by m^r Tillman and his man, to the Value of or about Seven
 hundred pounds of Tobacco, with which Goods m^r Tillman
 Sent in a long boate with two or 3 Seamen and the Said
 Edward Turner going along with the Said Boate and men to
 weigh the Said Tobacco, about one or two dayes after the
 long boat returned back I See the Said Goods brought back
 againe, with one hogshead of Tobacco received in part of the
 Said Goods, And I heard the Said Seamen Say that reced the
 hhd of Tobacco of Turner tell m^r Tillman that they would not
 deliver any part of the Goods to Turner, and the Said Seamen
 told m^r Tillman that he would Shortly provid Tobacco to pay
 m^r Tillman his due, m^r Tillman replied that the Goods Should
 be kept for him, And farther Saith not

Iohn Lawson

Iohn Davis aged forty one or thereabout Sworne and Exam-
 p. 313 ined affirmeth that Allbert about the middle of may Came to
 my house and Desired me to go to the house of Iohn Little to

View three hogsheads of Tobacco, which when I did See they
were rotten, And farther this Depon^t Saith not, Liber B.
No. 3.

John Davis

Sworne and Examined before
Iohn Pott.

Depositions inter Aron et Tobias Norton

Sepharinah Hack aged 21 or thereabout Sworne & Examined affirmeth that as he was at work, Aron Came to me and told me that he had lost one thousand five hundred pounds of Tobacco at Iohn Littles which was all rotten and he desired me to go with him and looke on it, and when I did See it, it was rotten Every hogshead, and Iohn Little and Richard Came into the room, and we Shewed them the Tobacco, and they Said that it was not their fault, So as we found the Tobacco we left it, and Nayled the hhd to againe, And farther this Deponent Saith not

Sworne & Examined before
Iohn Pott.

Sepharina Hack

Henry Pope aged forty Six or thereabout Sworne and Examined affirmeth that he Came accidentally into ould Littles house when he and his foulkes were Strikeing Tobacco, and this Sayeth that he tould ould Little that the Tobacco was not Cured, whose answer was the weather is Cold, and I must make room to Come into my house, And this Depon^t replied that the Tobacco would not keep, his answer was here is one ready to receive it, I asked who, and he answered the Dutchman and that it was Good Enough to pay for a rotten boat, And farther this Depon^t Saith not

Signum

Henry ↵ Pope

Henry Billsberry aged 34 years or thereabout Sworne and Examined in open Court Sayth, That when Aron helped me to pack the Tobacco, Aron and his mate Said to Iohn Little that they had not any insight in Tobacco to Answer of which the Said Iohn Little Said that he would Warrant the Tobacco to be as Good as any hereabouts, farther this Deponent Saith not p. 314

Signum

Henry O Billsberry

Articles of agreement Indented had And made the 24th of September 1657 Between Peter Sharpe of Putuxent County in th^e Province of Maryland Chirurgion of the one p^{te}, and Robert Harwood of the Same County planter of the other parte.

Whereas there hath been a Suit Commenced by the Said Peter Sharpe before the Governour and Councill of this Prov-

Liber B. ince against the abovenamed Robert Harwood on the behalf
 No. 3. of Elizabeth Gary Daughter of Iudith now wife of the Said
 Peter Sharpe, for reparation for Slaunders, and unhandsome
 attempts Charged to be acted and reported by the Said Robert
 Harwood to the great Detriment of the Said Elizabeth, and of
 the Said Peter Sharpe his wife and family.

And Whereas the Said Robert Harwood for his own Vindi-
 cation, doth much insist upon a former promise of Marriage
 Grounded upon a Mutuall declared affection between him the
 Said Robert Harwood and the Said Elizabeth Gary, obtained
 after a long familiaritie and Sollicitation, which the Said Peter
 Sharpe and Iudith his wife are much dissatisfied in, yet are
 willing in Case the Said Elizabeth Gary have Such an affection
 and resolution of Marriage to and with the Said Robert Har-
 wood to Consent thereunto upon Consideration whereof It is
 Agreed in Manner following viz.

1. Imprimis the Said Peter Sharpe doth for himself his
 heires Executors and Administrators, Covenant, pmise Grant
 Article and agree to and with the Said Robert Harwood, that
 the Said Elizabeth Gary Shall within fifteen dayes after the
 date hereof, be Conveyed to the house of m^r Thomas Davis at
 the Cliftes and there She is to remaine for the Space of Six
 weekes, after fifteen days be Expired, And the Said Robert
 Harwood is to have during all the Said Time, full free and
 perfect Liberty (bringing one or more of the Neighbours with
 him) to have all freedom of discourse with the Said Elizabeth
 Gary and to use all faire and Lawfull Endeavours with her to
 Marry or Contract Marriage to and with the S^d Robert Har-
 wood, one or more of the Neighbours being alwayes present
 with the Said Robert Harwood & Elizabeth Gary when they
 are in Company together, The Said Rob^t Harwood paying for
 the Said Elizabeth Gary her Entertainment during her Stay at
 the Said Thomas Davis his house

2 Item the Said Peter Sharp doth farther Covenant, pmise
 Grant, and agree to and with the Said Robert Harwood that
 he the Said Peter Sharpe Shall not nor will not directly or
 indirectly neither by himself nor by any other person or per-
 sons by his advice or direction, by perswasions or any other
 way or meanes Endeavour to obstruct the Said Robert Har-
 wood, and Elizabeth Gary from Contracting or Marrying each
 to other within the time mentioned in the precedent Ar-
 ticle, nor from Marriage after the Said time be Expired, if the
 Said Elizabeth Gary Shall within the Said time fully Consent
 thereunto, But if it Shall by Gods permission, So happen that
 the S^d Elizabeth Gary Shall within the Said perfixed time give
 her Consent, then the Said Marriage Shall be permitted to
 take Effect without obstruction, And the Said Elizabeth Gary

be fully and freely left to her own will and pleasure to dispose of her Self in Marriage accordingly at her own discretion. Liber B.
No. 3.

3 Item the Said Robert Harwood doth for himself his heirs Executors and Administrators, Covenant, promise Grant Article and agree to and with the Said Peter Sharpe and Iudith his wife, That in Case he Shall not within the time prefixed, procure the Said Elizabeth Gary to give her Consent to intermarry with him the Said Robert Harwood, That then he the Said Robert Harwood Shall and will from thence forth, totally and absolutely discharge the Said Elizabeth Gary from all former promise and Contracts in relation to Marriage and Shall never after by himself, or any other person or persons, either by words Letters or any other way directly or indirectly Endeavour to gaine the affection of the Said Elizabeth Gary, or to procure any familiaritie or discourse with her or willingly to Come into her Company, and in Case the Said Robert and Elizabeth Shall entermarry he the Said Robert Shall first Enter into Good Caution and Securitie not to upbraid, or deride or any other way Exercise, or use any bitterness to the Said Elizabeth for or in relation to any former passages between them either in words or actions. And in Case he Shall make breach of this his Engagement he Shall from thence forth be absolutely disabled and made incapable of Entermedling with or disposing of any part of the Estate now belonging to the Said Elizabeth, or any part of the produce thereof. p. 316

4 Item It is finally Concluded and agreed between the Said parties that the Said Robert Harwood Shall beare his own Charge and the action to be withdrawn and never any further prosecution to be made upon any the Matters Complained of in the Cause formly depending and now to be withdrawn, and as to the Court Charges on the plantiffes behalf, in case the S^d Rob^t Harwood & Elizabeth Gary Shall Entermarry, then the S^d Rob^t Harwood is to pay the Same, But in Case the Said Entermarriage Shall not be accomplished, then the Said Peter Sharpe is left to Charge the Said Charges that have been by him Expended as aforesaid upon the accompt of the Said Elizabeth Gary. In Wittness whereof the parties first abovenamed have to these present Articles enterchangeably Sett their hands and Seales the 26th of September 1657

Signed Sealed and Delivered
in the presence of

Peter Sharpe
Signum

Robert H Harwood

Thomas Turner Cler:

These Articles were publicly owned and acknowledged in open Court the yeare and day abovewritten p. 317

teste me
Tho: Turner Clk.

Liber B.
No. 3.

The Same Court Continued the 26 of Septemb^r 1657
Present as the day before.

Order Granted
m^r Durand
for a Boy
Servant

Whereas attachment was obtained by m^r William Durand against the Estate of Cap^t Iosias Fendall, And Whereas by order of order of Court, the first of may last, the attachm^t So obtained Should Still lye upon a Servant Boy of the Said Fendalls. And the S^d William Durand having Petitioned this Court that the Boy Soe attached Shall remaine deposited into the hands of the Said William Durand. And in respect the Boy So attached hath been in the Employment of Thomas Emmerson two Crops, The Court doth order that the labour of the Said Boy be Valued by m^r Roger Groce, Lieut^r Richard Woolman William Tell, and Thomas Miles, and after the Labour of the Said Boy is So Valued, The Said Thomas Emerson is to deliver the Valuation thereof with the Said Boy into the hands of the Said m^r Durand, where the S^d Boy with the Valuation of his Labour, is to lye deposited, untill march Court next, then to be fully determined according to the abovesaid order, and the Said Durand to be Answerable for the Said Boy and the Valuation of his Labour, when it Shall be Lawfully determined.

Order Granted to M^r Robert Clarke for Certaine Bills

p. 318 Whereas m^r Robert Clarke hath by Petition Shewed to this Court, that he delivered into the hands of Iames Veitch Sheriffe, So many bills for Tobacco due unto him the Said Clarke as amounted to five thousand Six hundred pounds of Tobacco or thereabouts Some part of it towards the payment of his fine, and the rest to be paid to m^r Iohn Norwood Sheriffe of Providence in part of ffees due to him, And fforasmuch as the Said Clarke Declaring unto the Court his Sad and poor Condition by reason of many Engagements, and desired reliefe therein, The Court taking his Condition into Consideration hath ordered that the Said Iames Veitch after Satisfying himself and the Said m^r Norwood all their Iust and due Claime out of the Said Bills formerly delivered (w^{ch} the Said Veitch is to do at the next Court, and bond given by the Said Clarke for So much Tobacco, as the S^d Bills were given in for his fine Shall deliver the remaining part of the Bills or accompt of them unto the Said Clarke

order Granted to M^r Michael Brooke for Administracōn

Administration is Granted unto M^r Michael Brooke upon the Estate of Bartholomy Bloome deceased

Whereas it is reported and Information made by Richard Furbear that it is Suspected that Iohn Dandy hath laid Violent hands upon a Servant of his named Henry Gouge who was

found Dead in a Small Creek near the Dwelling house of the Said Dandy in or about the 7th of Iuly last, for the more diligent enquiry thereunto, and for the Examination of Divers Witnesses Concerning the Death of the Said Gouge, We Richard Preston and William Ewens two of his highness Commissioners for this Province of Maryland, have taken the Examination of those as followeth viz.

Liber B.
No. 3.

William Wood aged 20 yeares or thereabout Sworne and Examined Sayth, That being at the mill of Iohn Dandies about a month Since, to have Some Corne Ground where this Deponent Stayed all night, the next morning about Sun rising, Comeing from the Mill with a Canoe down the Creek; about a quarter of a mile from the mill this Deponent Saith that he found a Servant of Iohn Dandies naked and Dead in the Creeke, Whereupon this Depon^t Sayth, that he tyed to one of his Armes a Line and towed him ashore and went back to the Mill, and tould Iohn Dandy that he had found his man Dead in the Creeke, Whereupon the Said Dandy with one Robert Cole and two men more, went to the place where this Deponent had towed the Corps ashore, and when the Said Dandy did See the Corps, he the Said Dandy Said that he Should Come into a great Deale of trouble about this Boy and farther this Deponent Saith not

Signum

This Deposition taken th^e 6 of
August 1657 before us Richard Preston
William Ewens

William W Wood

We whose hands have underwritten being desired by Iohn Dandy to Come to view the body of his Servant called Henry Gouge being found Dead in the Creeke naked, his Cloathes not found for the present, finding nothing about him, whereby the Said Dandy may be Called in question, for any blow or bruise, but only Some Small Signes, of Some Small Switch or rod, and that not newly done. And upon the Examination of the Said Dandy his maid Servant, Said that She did hear about ten or Eleven of the Clock the Boy Darbey Say to her that his master was beating of Harry, and She did hear at that Very time one Crey out O Lord! But She Cannot tell whether it was Harry or no. And upon the Examination of one Darby Canneday Said that he heard the man Cry out divers times O Lord! and that his master went that way but a Little before, This we are able to make oath upon before any Magistrate as Wittness our hands this 7th of Iuly 1657.

{ Will: Thomson
 Signum
 Anthony I Webb
 Tho: Carpender
 Nich: S Oliver
 Robert RS Shelle

Robert Cole
Richard ffurbear
 Signum
Iohn I H Howerd
Iohn Iarbo

Liber B.
No. 3.
p. 320

Richard Furbear aged fortie yeares or thereabout Sworne and Examined Sayeth that he this Depon^t was a Liver in the house with Iohn Dandy and one of those who Viewed the Corps of Henry Gouge Servants to the Said Iohn Dandy, and that he this Depon^t did See no other markes about the Corps of the Said Gouge but Some few blowes, which did Seem to have been given with a Small Switch, and one Scar or old Soar in his head ; which Scar it is reported that the Said Gouge had given him by his master about may last with an Axe And that the Corps after it was upon dry land did bleed a fresh, at the Said Scar in his head and at the nose, Farther this Deponent Sayth that the S^d Corps was Little Swelled, but Very black about the face and that it was Suddenly after that the Said Dandy had handled the Said Servant ; that the Said Corps bled as aforesaid, And farther this Deponent Saith not This Deposition taken the 6 of Richard ffurbar August 1657 before us, and Sworne to in open Court

Richard Preston
Will: Ewens

Sarah Middleton Servant to Iohn Dandy, aged twentie one yeares or thereabout Sworne and Examined in open Court Sayeth, That one Darbey Canneday fellow Servant with this Deponent (that very day in which Henry Gouge was first missing) did call upon this Deponent and bid her hearken, Saying that he heard Dandy beating the Said Henry Gouge, and him the Said Gouge Crying out O Lord! O Lord! Whereupon this Deponent Listning did hear a Voice likewise Crying O Lord! O Lord! which Voice did Seem to this Deponent to be at or near the Same place or Cole kill where the Said Gouge was at work, but this Deponent Sayth that She did not give much heed to the Voice, being that the S^d Gouge was wont to Cry out often in Like manner And farther this Deponent Saith, That the Said Dandy did Send a Little boy about Seven yeares of age to looke after the Said Gouge that Very night the Said Gouge was missing But this Deponent believeth that the Said Boy went to play and did neglect the looking after the Said Gouge And farther this Depon^t Saith not

Signum
Sarah O Midleton

Iohn Harwood aged Thirtie yeares or thereabouts Sworne and Examined Saith, That he this Deponent living in the house with Iohn Dandy, did not hear the Said Dandy make any Enquiry after his Servant Henry Gouge that Night that th^e Said Servant was missing, which was about a month Since, and farther this Deponent Saith that he this Deponent was one

of those, who the day following did View the Said Corps after it was brought upon the Shore and that he this Depon^t did See no other Signes but the Signe of Some Small Slashes, which Caused the flesh to be black and blew, and one old Soar upon his head which was reported that the S^d Dandy had given the Said Servant, about three months before with an Axe, which Soare did bleed a fresh, And farther this Deponent Saith that the Said Henry Gouge did bleed at the Nose, and that he was black in the face and Very Little Swelled, And farther this Deponent Sayth not

Liber B.
No. 3.

Signum
Iohn H I Harwood

M^r Iohn Iarbo thirtie Eight yeares or thereabout upon farther Examination concerning the Servant of Iohn Dandy deceased Sworne Saith that he this Depon^t was one of the Neighbours who viewed the Corps of the Said Servant Henry Gouge, and that when he this Deponent came to the Corps after it was brought upon the Shoare did See Some Small markes or Signe of blowes upon the Said Servants back the which to this Deponents Iudgment did appeare to have been given with a Small Switch, and not newly and that the Sevant aforesaid did bleed a fresh at the nose and head before that Dandy touched the Corps and that the Said Servant was but Little Sweld but very black in the face, and that the Said Servant had an old Soare on his head which bled a fresh the which Soare was reported to have been given the Said Servant from the Said Dandy with an Axe about three months before, and farther this Depon^t Saith not

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These Depositions taken the 6^t of
August 1657 before us

Iohn Iarbo

Richard Preston

Will: Ewens

Darbey Canneday Servant to Iohn Dandy aged fourteen yeares or thereabouts Sworne and Examined in open Court Sayeth, that the very Same day in which Henry Gouge was first missing did See his master go towards the place where the Said Gouge was at worke, and near about a quarter of an hour after, he this Depon^t Saith that he doth Confidently believe, that he did hear the Said Gouge Crye out, O Lord! O Lord! near upon twenty times

Whereupon this Deponent hearing the Said Cry Called upon Sarah Middleton fellow Servant with this Depon^t who was present to hearken, or Listen who replied to this Deponent that She the Said Sarah did hear the like Cry And this Deponent farther Saith that he did Say to the Said Sarah there

Liber B. is Dandy beating of poor Harry now And to this Deponents
 No. 3. knowledge the Said Gouge was never Seen after that time till
 he was taken out of the water Dead And farther this Depo-
 nent Sayth not

Signum
 Darbey × Canneday

p. 323 Thomas Carpenter aged fiftie one yeares or thereabouts
 Sworne and Examined in open Court Saith that he was one of
 the Neighbours who Viewed the Corps of Henry Gouge, after
 that it was brought upon the Shoare, which was about the 7th
 of Iuly, and that the Corps aforesaid had Some Signes in the
 back of Some blowes, w^{ch} made the Corps Somewhat black
 and blew about the Shoulders but it did Seem to this Depo-
 nents best Iudgment, that the Said blowes were given with a
 Small Switch, Farther this Depon^t Sayth that the Said Gouge
 Servant to Iohn Dandy, had an old Soare or Scar on his head
 which bled a fresh when this Depon^t with the Said Dandy and
 the rest of the Neighbours did help to turne the Said Corps,
 And Likewise this Deponent Sayth that at the Said time, the
 Said Corps did bleed at the nose, and was Somewhat more
 black then ordinary about the face, and very Little or nothing
 Swell'd, farther this Depon^t Sayth that the Said Gouge was
 not Seen to Void any manner of way any the least quantitie
 of water, and that the S^d Gouge was found naked, and that
 the men which belonged to Iohn Dandy did make diligent
 Search after the Cloathes of the Said Servant, but could not
 find his Cloathes, nor discover any Signe of his footsteps, and
 that th^e Cloathes of the Said Servant are yet unfound, farther
 this Deponent Sayth that the wife of the Said Dandy, did upon
 a Certaine time Since the death of the Said Dandy his Ser-
 vant, tell this Deponent that her husband had often told her
 before, that his mind gave him, that he Should be hang'd for
 him the Said Gouge Some time or other, Farther this Depon^t
 Saith that the maid Servant of the Said Dandy told this De-
 pon^t that th^e Soare which the S^d Gouge had given him by his
 master in th^e head was above one Inch Deep, and given him
 about two months before with an Axe. Farther this Deponent
 Sayth that on the Same day in which the Said Gouge was
 missing he this Deponent did hear Darbey Canneday Servant
 to the Said Dandy Say, that he the Said Darbey did hear the
 S^d Gouge Crye out o Lord! O Lord! near upon twenty times,
 And that Dandy was beating of Harry. Farther this Deponent
 in his Conscience verily believeth, that the Said Gouge Came
 not to his Death by Drownding, And farther this Depon^t Saith
 not

Tho: Carpender

Ann Dandy wife to Iohn Dandy aged thirty four yeares or
 thereabout Sworne and Examined in open Court Sayeth That

She this Deponent that Same day in which Henry Gouge was first missing did hear her husband the Said Iohn Dandy Say that he had Sent the Said Gouge to the Cole kill to draw out Some Coles for him the Said Dandy to go to worke; farther Saying to this Depon^t that he the Said Dandy would go down to the Said Harry Gouge to See what the Said Harry was a doing, and thereupon Departed from this Deponent, and went that wayward Farther this Deponent Sayth, that She this Deponent near upon half an hour after went to look for her husband the Said Dandy, and going towards the kill, did about half way thither, meet with the Said Dandy Scratching his head, and he the Said Dandy told this Deponent that the Said Gouge was ran away againe, and had not drawn half a peck of Coales, Whereupon this Deponent made reply to the Said Dandy, hang him rogue lett him goe, he will Come againe at night or morning, when he is hungry and I Shall find him, Farther this Deponent Sayth that her husband the Said Iohn Dandy did often at Severall times, before the Death of the Said Gouge tell this Depon^t that his mind Gave him that he Should be hanged for the Said Gouge one time or other, Whereupon this Deponent replied to the Said Dandy her husband, that if he did think Soe, She this Deponent desired, he would either Sell or give away the Said Gouge, Farther this Deponent Sayeth, that the Said Gouge had one old Soar in his head, which bled a fresh; and that, that was the Same Soare which this Depon^t did hear both the Said Gouge Say that his master had given him, and him the Said Dandy Confess the Same, that he had given him it in Iune last, and that She this Depon^t did take out two Little pieces of the Scull, when the Said Gouge first received the Said Soare, and that She this Deponent did desire the Said Dandy her husband to look after the Same, but the Said Dandy being much angred with me this Deponent bid me to dress it, Farther this Deponent Sayth, that in her Conscience She doth Verily believe that the Said Gouge never did drownd himself

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Signum
Ann + Dandy

Anthony Webe aged fiftie three years or thereabouts Sworne and Examined the 8th of August 1657. Sayth That he this Deponent was one of those who viewed the Corps of Henry Gouge Servant to Iohn Dandy after it was taken up out of the water, and that he this Depon^t found the Corps, with the print of Some blows upon the Shoulders which made the Corps black and blew about the Shoulders and one old Soare upon his head, which Scarr did bleed a fresh when the Said Dandy with the rest did help to turne the Corps, and that the

Liber B. Said Corps did bleed at the nose, with Some kind of purging
 No. 3. with all, but not any the least Signe of water did Seem, or was
 Seen to this Deponent to purge from him, Farther this Depo-
 nent Sayth that the Said Corps was black about the face and
 but Little or nothing att all Sweld, Farther this Depon^t Sayth
 that Darby Canneday Servant to the Said Dandy did tell this
 Deponent that he, the Said Darbey did hear the Said Henry
 Gouge Crye out O Lord! O Lord! near upon twenty times,
 and Say that Dandy was beating his Servant Harry, And
 farther this Deponent Saith that the maid Servant of the Said
 Dandy did tell this Deponent that She likewise did heare the
 Said Gouge Cry out twice, O Lord! O Lord! near the Cole
 kill where the Said Gouge was at work, And farther this De-
 ponent Sayth that he did hear the S^d maid Servant of the Said
 Dandy Say that the S^d Gouge was never Seen more from that
 time till he was taken up out of the water, farther this Deponent
 Saith that he was one of those, who made diligent Search for
 the Clothes of the Said Gouge, but could not find them, and
 p. 326 that Clothes to this Deponents best knowledge are yet un-
 found, And this Deponent Sayth that he thinketh verily in his
 conscience, the Said Gouge Came not to his Death by
 Drowning, And farther this Deponent Saith not,

Signum

This deposition taken before me the  Anthon H Webe
 day and year above written

Richard Preston

Whereas Iohn Dandy having been apprehended upon the
 7th of August upon Suspition of Murthering a Servant of his
 in or about the 7th of Iuly last, and having fled from the officer
 which had Charge of him, and to bring him the Said Dandy
 before us Rich: Preston, and William Ewens two of his high-
 ness Comission^{rs} for to be dealt with according to Law, And
 whereas by diligent Search made by hue and Crye after the
 Said Iohn Dandy into Virginia he is againe apprehended and
 is, this present 14th of August brought before us the Said
 Richard Preston and William Ewens, upon his Examination
 concerning the Death of his the Said Dandy his Servant Sayeth,
 That he doth not know how his Said Servant Henry Gouge
 Came by his Death And that in the afternoon of the Same
 day, in which the Said Gouge was missing, he the Said Dandy
 Sayeth that he went to look for him, and what worke he had
 done, but not finding the Said Gouge at the place where he
 Should have been at worke returned back and that he did not
 before the afternoon go to the place, where he Should have
 been at worke, but before noon he the Said Dandy Sayeth,
 that he was with his workmen Robert Cole, and others

between break faste and Dinner time, And farther this Exam-
inat Sayeth (being demanded why he fled into Virginia) that
he fled thither to put himself into the Custody of Some in
Authority there, that there he might have his tryall Concern-
ing the Death of the Said Gouge in Respect the Government
of this Province is not Settled, and upon Some Experience he
this Examinat had of his hard usage by those in Authority
here in this Province, And farther this Examinat desireth that
the Corps of the Said Gouge may be taken up and againe
Viewed, And that one Nicholas Oliver may be brought to
Examination, whom this Examinat accuseth for beating the
Said Gouge one weeke before he was found Dead

Liber B.
No. 3.

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Signum

This Examination taken the 14th of
August 1657. Rich: Preston
Will: Ewens

Iohn x Dandy

Walter Peake aged fortie nine yeares or thereabouts Sworne
and Examined in open Court Sayth, that about the last Spring
being at the mill, did See a poor lame boy of Dandys, who
Seemed to be much abused, with pinches about his Eares, and
this Deponent asked the Said Boy whether he lay in the mill
where there was no Corne, th^t the ratts Eat off his Eares, the
Boy answered no, But that he had a wound in his head which
was very troublesom unto him, the which wound this Depo-
nent did Search and found his Scull to be broken, Aterwards
this Depon^t meeting with the wife of Iohn Dandy at the house
of Iohn Shircliffe and telling her of this, She told this Depon^t
that her husband had done it two months before with the pole
of an Axe, And farther the Said Dandy his wife Said that She
had taken two pieces of the Scull out of his head.

Walter Peake

Major Iohn Hollowes aged fortie one yeares or thereabout
Sworne and Examined in open Court Sayth that when Iohn
Dandy Came over Patomack River to this Deponents house,
This Deponent and the Said Dandy did go to the house of m^r
Bradhorst, and when I this Deponent and the Said Dandy
Came there, the Said Dandy did Say that it was reported that
he th^e Said Dandy had killed his man Harry a weeke before
he did kill him And that he had Escaped away, and was Come
to put himself upon a Tryall in Virginia a Concerning the
Death of his Said Servant

Io: Hallowes

Liber B.
No. 3.
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The Same Court Continued th^e 28th of September 1657

Present	{	m ^r Richard Preston	M ^r Iohn Lawson
		M ^r Edw ^d Lloyd	M ^r Will: Ewens
		M ^r Sam: Withers	M ^r Will Parratt

Lieuten^t Richard Smith is Constituted and appointed by this Court to be Attorney Generall for his Highness the Lord Protector of the Commonwealth of England and the Dominions thereof to prosecute in his highness behalf all Suits and Actions Criminall depending before this Court

The Same Court Continued the 29th of September 1657

Present	{	M ^r Rich: Preston	M ^r Rich: Ewens
		M ^r Ed: Lloyd	M ^r Mich: Brooke
		M ^r Sam: Withers	M ^r Iohn Pott
		M ^r Iohn Lawson	M ^r Will: Parratt
		M ^r Tho: Thomas	M ^r Will: Ewens

To the Right Worshipfull the Comission^{rs} for the Province of Maryland.

The Humble Petition of Richard Smith
Attorney to his Highness.

Sheweth

That about the 7th of Iuly last Henry Gouge Sometime Servant to Iohn Dandy was found Dead in a Creeke, near the house of the Said Dandy by one William Wood, The which Henry Gouge yo^r Petitioner Conceiveth was in Cruell manner Murthered by the hands of Iohn Dandy, as it doth appear by the Examination of Severall persons.

Therefore yo^r Pet^r in the behalf of his Highness humbly prayeth this Court will take it Seriously into Consideration ; that th^e Said Dandy may be brought to a full tryall in Law for the Said fact, as yo^r Pet^r conceiveth hath been Acted and done by the Said Dandy And your Petitioner as in Duty bound Shall pray &c

His Highness Attorney moveing the Court that the Prisoner Iohn Dandy Should be brought to his Tryall The Court doth order that the Said Prisoner Iohn Dandy be Called to the Barr, And that a Iury of Inquest be Impannelled by the Sheriffe. Which Iury being Impannelld was presented to the Court, the names of the Iury being Viz. m^r Iohn Knape foreman m^r Hugh Stanly m^r Thomas Cary, Robert Harwood, Robert Kingsbury, Iames Iolly M^r Richard Hostkeys, M^r Iohn Adbor, William Turner, George Bussie, Iohn Felton, William Muffett, Richard Keene, Iohn Day, M^r William Chaplin, M^r

William Dorrington, m^r Iohn Abeington, Iohn Gramer Daniell
 Goulson, M^r In^o Cornelius Arthur Wright, Henry Coxe,
 Thomas Reed William Stockden Which Iury being Called to
 Answer to their Names before the Court; The prisoner having
 Libertie to make his Exception before the Iury was Sworne,
 did not Except against any of the Said Iurors, upon which the
 Iury was Sworne the Bill read, their Charge given, and was
 Sent out to find the Bill in Charge which is as followeth viz:

You are to make Enquiry in the behalf of his highness the
 Lord Protector of England, Scotland, Ireland and the Domin-
 ions thereunto belonging, whether or not Iohn Dandy late of
 the mill at Newtowne of th^e County of Patomocke Smith, be
 Indictable for feloniously Murthering a Servant of his in or
 upon the 7th of Iuly last, named Henry Gouge. In respect the
 Said Dandy did upon the Said 7th of Iuly last, Send his Said
 Servant Henry Gouge to draw Coles at a Cole kill, and pres-
 ently after in the Same day the Said Dandy did goe to the
 Said Cole kill where the Said Gouge was So Sent to draw
 Coles, and whilst the Said Dandy was with the Said Gouge at
 the Said Cole kill, the Said Gouge was heard to Cry, O Lord!
 O Lord! and Suddenly after the Said Gouge was heard So to
 Crye, The Said Dandy did return from the Said Cole kill, and
 Said that the Said Gouge was runaway the Said Gouge being
 no more Seen untill the next morning, And then the Said
 Gouge was found in a Creek near the mill and dwelling house
 of the Said Iohn Dandie, and when he the Said Henry Gouge
 was So found, he was found dead and naked floating upon the
 water in the Said Creeke, And when the Corps of the Said
 Henry Gouge was taken out of the Said water & Creeke the
 Said Iohn Dandy being present to help turn the Said Corps,
 the Said Corps did bleed a fresh at the nose and at an old
 Soare or wound the Said Iohn Dandy had given the Said
 Henry Gouge in the head, in or about may last, And was
 black in the face, And did not appeare to those that viewed
 the Said Corps, that the Said Gouge Came to his Death by
 Drounding, Alsoe the Said Iohn Dandy having broke prison,
 fled out of this Province After he was apprehended upon Sus-
 pition of having Murthered his Said Servant Henry Gouge
 into Virginia, and hath confessed that he the Said Iohn Dandy
 was Charged to have killed his man Henry Gouge, a week
 before he did.

The Grand Iury of Inquest after much debate & time Spent,
 returned their Ioynt Verdict upon the Bill, Billa vera to both
 Indictments, upon which Verdict (the day being much Spent)
 The Court doth order that the Iury be discharged, the prisoner
 Secured and the Court adjourned untill the next day at eight
 of the Clock in the morning

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 No. 3.

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Liber B.

No. 3.

The Same Court Continued the 30th of Septemb^r

Commissioners Present as the day before

His Highness Attorney moveing the Court in the behalf of his highness the Lord Protector of England &c: That the Court would proceed in order to the tryall of the prisoner Iohn Dandy upon which the Said Prisoner was brought againe to the barr, And being Called by the name of Iohn Dandy to hold up his hand at the barr, did answer to that name and did hold up his hand his Indictment being read viz

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Iohn Dandy thou Standeth here Indicted in the name of the Lord Protector of England, Scotland Ireland and the Dominions thereof (by the name of Iohn Dandy) late dweller at the mill at Newtown in the County of Patomake in the Province of Maryland Smith. In that thou not having the feare of God before thine Eyes but being Stirred and moved by the Instigation of the Devill, didst in or about the 7th of Iuly last Contrary to the peace of his highness, and the Lawes Established, Maliciously and feloniously murther a Servant of thine named Henry Gouge. And being apprehended didst breake prison, and flee for that fact.

To which Indictment the Said Iohn Dandy pleading not Guilty, and being demanded how he would be tryed, did for his tryall put himself upon God and the Countrey.

The Court doth therefore order that the Sheriffe forthwith Impannell a Iury of twelve good and Lawfull men to be a Iury of Life and Death

Which Iury being Impannelled and presented to the Court, were required to answer to their Names Viz. m^r Robert Blinkhorn foreman, m^r Iohn Ashcomb m^r Stephen Gary, m^r Henry Osborne m^r Iohn Hambleton George Newman, Richard Blinks, Griffin George Iohn Tayler, Iohn Bagbey, m^r Nathaniell Burrowes m^r William Berry, The prisoner was also demanded if he could Except aganst any of the Iury before they were Sworne, And the prisoner Excepting agst George Newman, Thomas Bellcher was Chosen in his Steed upon which (the Iury being Sworne) Proclamation was made that all could give in any Evidence in the behalf of his highness the Lord protector of England &c: against the prisoner at the barr Should Come in and appeare before the Court upon forfeiture of their

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Recullisanance and they Should be heard; for the prisoner Stood upon his Deliverance

Upon which Proclamation the Wittnesses did appeare, and being Called by their Names were Sworne and did deliver themselves upon their Oathes in th^e Court to the Iury, and before the face of the prisoner who having all Lawfull Libertie and time to make his defence the Iury was Sent out with their Charge to find th^e Indictm^t

The Iury returning the prisoner was againe Called to the Barr, and the Iury being Called by their Names before the Court, was demanded if they were agreed upon their Verdict, who answered they were agreed, and that their foreman Should Speake for them, The Court demanding whether according to the Indictm^t and Evidence as they were upon their Oathes, they found Iohn Dandy the prisoner at the Barr, Guilty, or not Guilty, the foreman of the Iury made answer, Guilty, and So Said all the rest of the Iury, Upon which Verdict the prisoner was demanded by the Court what he had to Say for himself, that Sentence of Death Should not pass upon him, who after Some Space of time Given him having nothing to Say for himself, And his Highness Attorney Craveing Iudgment upon the Verdict of the Iury

Liber B.
No. 3.

The Court doth order upon the Verdict of the Iury that Imediat Sentence of Death be given upon the prisoner Iohn Dandy, which by the President of the Court was accordingly done. And the Court doth farther order that the Said Iudgm^t and Sentence of Death be put in Execution upon Saturday next being the 3^d of october 1657 upon the Island at the mouth Leonards Creek in Patuxent River.

Nonsuit is Granted to William Stockden in a Suit depending betwixt Iulian Hyell pl^t and him the Said William Stockden defendant with Cost of Suit and Sixty pounds of Tobacco damage for attendance

At a Court held at Putuxent th^e first of october
1657

P. 333

Present { M^r Richard Preston m^r Sam: Withers
 { M^r Ed: Lloyd m^r Will: Ewens

order Granted to Beckwith for Cattle

Whereas George Beckwith hath Petitioned this Court in the behalf of ffrancis Harvie Daughter, to Nicholas Harvie deceased, for a Certaine Stock of Cattle left in the hands of Iohn Dandy in the yeare 1649 as by Record appeareth. The Court doth order that the Said George Beckwith be Impowered in the behalf of the S^d ffrancis Havie to procure four or Six of the Neighbours to View the Cattle of the Said Dandy, And what Cattle can be found of the marke of the Said ffrancis Harvey mentioned in the Record, he the Said Beckwith to take in his possession for the Sole use of the Said Francis Harvey

Order upon the Estate of Iohn Dandy

Whereas Iohn Dandy hath been convicted for murther and thereby his Estate forfeited to his Highness the Lord protector

Liber B. of England &c: And Whereas Ann Dandy wife of the Said
 No. 3. John Dandy hath Petitioned this Court that She may not be
 left utterly destitute, of Compatent Subsistence for her own
 and relief of two Orphans under her Charge, as also She being
 as She alledgeth with Child of a third, The Court Seriously
 considering thereof, Doth order that a true and Iust Inventory
 be taken by the Sheriffe of all and Singular, the reall and per-
 sonall Estate of the Said Dandy, And that the Said Ann
 Dandy be and remaine possest in all and Singular the reall
 and personall Estate of her husband Iohn Dandy. provided
 that all officers ffees, former Iudgments, Sentences and Iust
 debts due out of the Estate be first Satisfied, when Such, fees,
 Iudgments Sentences and Iust debts Shall appear to this Court
 that of right they ought to be payd & Satisfied And the Said
 Ann Dandy to put in Good Securitie at or before the next
 P. 334 Court held for this Province, that She the Said Ann Dandy
 Shall give an Accompt and be responsible for the overplus of
 the Said Estate, when She Shall thereunto be Lawfully called.

Mr Thom: Sprige } Whereas m^r Thomas Sprige hath arrested to
 Io: Nevill deft } this Court Iohn Nevill in an Action of the Case,
 and the Said Nevill not appearing, The Court doth order that
 if the Sheriff Iames Veitch, Shall not See the Said Iohn Nevill
 forth Comeing at the next Court to answer the Suit of the
 Said Thomas Sprige, then Iudgment to pass against the Said
 Sheriffe.

Order Granted to Emperor Smith & Maddooks for one Hhd
 of Tobacco

Whereas m^r Emperor Smith and m^r Rice Maddookes
 (Chirurgeons) have petitioned this Court for Satisfaction for
 their Trouble and paines in viewing the Body of Henry Gouge
 late murthered, and desecting the head from the Said Corps,
 The Court doth order that one hogshead of Tobacco be allowed
 to the Said Chirurgeons Equally to be divided betwixt them.

Allowed unto Rich^d Forbar 600^l of Tob: & one barr^h of Corne

Whereas Richard Furbar hath Petitioned this Court for nine
 hundred pounds of Tobacco and five barrells of Corn due to
 him the Said Furbar as he alledgeth from Iohn Dandy for
 work done, The Court not finding So much due doth order
 that the Said Furbar Shall be allowed Six hundred pounds of
 Tobacco and one Barrell of Corne in full Satisfaction for his
 work.

Order Granted to Peter Ioy as the Securitie of Iohn Dandy

Whereas Peter Ioy hath Petitioned to this Court to be
 released from the Securitie wherein he Stands bound upon

Record for Iohn Dandy his fine The Court doth order that if Ann Dandy the wife of the Said Iohn Dandy Shall give in Security for the Said fine then the Said Peter Ioy to be discharged of his Engagement. Liber B.
No. 3.

The Same Court Continued the 5th of October 1657

Present { M^r Rich: Preston. M^r Sam: Withers
 { M^r Ed: Lloyd. M^r Will: Ewens

order Granted to Sheriffe and Clarke for ffees due from th^e Estate of Iohn Dandy p. 335

Whereas the Sheriffe m^r Iames Veitch, and the Clarke of the Court have Exhibited their accompts, to this Court for the Imprisonment and other Necessary, and usuall fees concerning the Tryall, and Executing of Iohn Dandy as by his the Said Sheriffes and Clarke his accompt appeareth The Court having Examined the Said Accompts, Doth order that five Thousand two hundred and twenty pounds of Tobacco to the Sheriffe, and Six hundred twenty two pounds of Tobacco to the Clarke, In all five thousand Eight hundred forty two pounds of Tobacco be forthwth Satisfied out of the Estate of the Said Dandy unto the Said Sheriffe and Clarke or Else Execution

Order Granted to m^r Thom: Bellch^r for 779^l of Tob out of th^e Estate of Iohn Dandy

Whereas Thomas Bellcher hath Exhibited an accompt of Iohn Dandies to this Court of Seven hundred Seventy nine pounds of Tob: for dyett for him the Said Dandy, his friends and the Grandy and Petty Iury, Expended in the time whilst he the Said Dandy was upon his Tryall The Court doth order that the Said Seven hundred Seventy and nine pounds of Tobacco be Satisfied out of the Estate of the Said Iohn Dandy or Else Execution

order Granted to major Iohn Hollowes for 490^l of Tob out of th^e Estate of Iohn Dandy

Whereas Iohn Dandy after Such time as he was apprehended for Suspition of Murther, made Escape from the officer and fled over into Virginia, and was there Committed into the hands of major Iohn Hollowes, And he the Said Hollowes by his Attorney Richard Smith Petitioning this Court for Satisfaction for his the Said Dandys Imprisonment, and Charge of a Guard, wth his the S^d Hollowes attendance as an Evidence against the Said Dandy, The Court haveing perused his the Said Hollowes accompt doth order accordingly that the Said Hollowes be allowed four hundred ninety Eight pounds of Tob out of the Estate of the Said Iohn Dandy.

Liber B. mor Came out to this Deponent and desired me this Depo-
 No. 3. nent, that I would not make it known that he the Said Seamor
 and She the Said Mary Cole was there, And farther this
 Depon^t Sayeth that whilst the Said Mary Cole and Thomas
 Seamor were at Ioseph Edlowes house, Thomas Breamstead
 Coming along with this Deponent to the S^d Edlows house,
 Thomas Seamor Seeing the Said Breamstead comeing, De-
 sired this Deponent not to be known that he and the Said
 P. 339 Mary Cole were there, and he the Said Seamor put to the
 Door, and put her the Said Mary Cole into another room.
 And farther this Deponent Saith that he being one time, in the
 quarter at home, heard Rich^d Norton call Mary Cole out and
 Say that Thomas Seamor would Speake with her for to go a
 Little way with him And farther this Deponent Sayth not.

Signum

Thomas O Wallton

Robert Price aged 35 yeares or thereabouts Sworne and
 Examined in open Court Sayth that he heard Richard Norton
 call Mary Call out of his masters house and Say that Thomas
 Seamor would Speake with her for to goe a Little way with
 him

Signum

Robert × Price

Richard Norton aged three score and nineteen yeares or
 thereabouts Sworne and Examined in open Court Sayeth That
 Thomas Seamor was reading the prayer and Marriage that is
 in the Common prayer Book And that Ioseph Edlow and
 Mary Cole Came in the meane while, So being that Ioseph
 Edlow, Came in and Mary Cole, the both Satt them down
 upon a Stool by Thomas Seamor, and this Deponent hearing
 the Said Seamor reading of Ioyning them together, this
 Depon^t Standing by, not thinking any thing put their hands
 together. And farther this Deponent Sayth not

Signum

Richard × Norton

Edward Dixter aged 18 years or thereabouts Sworne and
 Examined in open Court Sayeth, th^t Thomas Wallton asked
 Richard Norton, when he Came back againe from Ioseph Ed-
 lowes why he did Carry away the maid, the Said Norton
 answered that Thomas Seamor had Sent him Signum

Edward × Dixter

Thomas Wallton and Richard Price affirme the Very Same.
 And no farther

Signum

Thomas × Wallton

Signum

Richard × Price

Iulian Haffhead aged 34 years or thereabouts Sworne and Examined in open Court Sayth that Mary Cole did relate unto her this Deponent, that Thomas Seamor would have layen with her in his own room and that the Said Seamor as the Said Mary Cole related, would have Shutt down the windoore. And farther the Said Mary Cole related to this Deponent, that She went into the other Room, and that Seamor followed her, and would have had her to a Layne downe upon the Chest, And the Said Mary Cole Complayned likewise to this Deponent, that the Said Seamor had hurt her against the Said Chest And this Deponent heard not Seamor make any reply to her the Said Cole, untill She had ended her discourse and then the Said Seamor rose up and Said She was a Lying whore, or Some Such like word, And farther this Deponent Sayth not

Liber P.
No. 3.
P. 34^o

Signum

Iulian × Haffhead

Iohn Haffhead affirmeth the very Same which is before related by Iulian Haffhead to be the truth And farther Sayth not

Signum

Iohn II Haffhead

Arthur Ludford aged 37 yeares or thereabouts Sworne and Examined in open Court Sayth, that Thomas Seamor was a Little disturbed in Drink, the Same night that Mary Cole was Carryed to Ioseph Edlowes house and upon m^r Coursey's understanding how things went, he the Said m^r Coursey questioning the Said Seamor of it, the Said Seamor gave uncivill Language to him the Said Coursey, unfitt to proceed from an overseer to an Employer And further this Depon^t Sayth not

Arthur Ludford

Patrick fforrest affirmeth that what is above rehearsed by Arthur Ludford is the Very truth and no other then the truth, and farther Saith not

Patrick fforrest

Order Granted to Pat fforrest for a debt of 150^l of Tob out of the Estate of Iohn Pritchard

Whereas Patrick Forrest hath Petitioned this Court for a debt of one hundred fiftie nine pounds of Tob: due to the Estate of m^r Thomas Hatton deceased, as also for a debt of one hundred and fiftie pounds of Tob out of the Estate of Iohn Pritchard due to Cap^t Price which Debts appearing to this Court, The Court doth order that the Said debts be Satisfied by the Administrator of the Estate of the Said Prichard deced or Else Execution.

P. 34^l

Thomas Boothe aged 21 years or thereabout Sworne and Examined in open Court Sayth that m^r Sprige Came to m^r Burroughs his house and told Iohn Nevill that his Cowe had Calfed, and the day following Iohn Nevill, demanded his Cowe, And m^r Sprige thereupon demanded of the Said Nevill whether his Tobacco was ready, the Said Nevill replied that it was not ready untill the next Season, And thereupon m^r Sprige Said he Should not have his Cowe, untill he had Seen the Tobacco, And farther this Deponent Sayth not

Liber B.
No. 3.

Signum

Thomas x Boothe

Richard Smith plft } Whereas m^r Richard Smith Attorney of
m^{rs} Iane Eltonhead deft } m^{rs} Sarah Marsh arrested to this Court m^{rs}
Iane Eltonhead Administratrix of m^r William Eltonhead deceased, for a debt of two thousand two hundred and nineteen pounds of Tobacco and Caske. And the S^d m^{rs} Eltonhead alledging the debt to be paid, The plantiffe desireing respite untill the next Court, The Court doth order that that Action be respited untill the next Court, and that the Said m^{rs} Eltonhead put in Securitie for her appearance either by her Self or Lawfull Attorney to Answer the Said Suit at the next Court.

Mr Robert Clarke aged fortie Six yeares or thereabouts Sworne and Examined this 4th of November 1657 Sayeth that he this Deponent bought of m^r William Eltonhead one Servant for two thousand pounds of Tobacco which Said Tobacco m^r Eltonhead turn'd over to m^r Thom: Marsh, and this Depon^t farther Sayeth that he Stood Debtor in m^r Marshes booke near two year for th^e Same And farther this Deponent Sayth, that when m^r Marsh made up his accompt with this Deponent, that he the Said m^r Marsh did not Charge the Said debt of two thousand to this Deponent. And farther this Depon^t Sayth not

p. 343

Robert Clarke

Cap^t Sampson Waring aged 39 yeares or thereabouts Sworne and Examined Sayeth, that the Same day m^r Eltonhead dyed he this Depon^t heard the Said m^r Eltonhead Say to one of his Sonns in Law to See m^r Marsh Satisfied that debt, which he the Said Eltonhead owed unto him, and, and farther this Deponent Sayth not

Sampson Waring

Iurat Coram me Rich^d Preston

order to Walter Peake for Cattle

Whereas Walter Peake Attorney of ffran: Peake having Petitioned this Court for Certaine Cattle belonging to the Estate of Richard Lawrence deceased which Cattle were given

Liber B. No. 3. unto the Said Fran: Peake by will of the S^d Lawrence The Court doth order that what Cattle can be found th^t was of Late in the Possession of Iohn Dandy, and that the Said Peake can make appear was the proper Cattle of the S^d Lawrence, that the Sheriffe Shall deliver the S^d Cattle unto the S^d Peake, and what Increase the Said Dandy hath marked of his own Marke of the S^d Cattle and Shall Soe appeare to this Court be likewise delivered unto the Said Peake.

The Same Court Continued th^e 4th of November 1657

Present { m^r Rich: Preston. m^r Wood: Stockley
m^r Mich: Brookes. m^r Phillip Morigin
m^r W^m Ewens.

Order for m^r George Peake & his wifes Appearance

Whereas m^r George Peake who married the relict of m^r Robert Parr deceased was Summoned to this Court with his wife to give an accompt of the Due Administration of the Estate of the S^d Parr deceased and the Said Peake alledging that at present he is not Provided to give an accompt, The Court doth ord^r that the Said George Peake & his wife do appeare at the next Provinciaall Court in march next to give an accompt of the whole Estate th^t the S^d m^r Robert Parr was possessed of when he the Said Parr dyed.

p. 344 Order to Cap^t Keen for 450^l Tob out of the Estate of Bar: Bloome

Whereas Cap^t Henry Keene hath Sued to this Court for a debt of four hundred and fiftie pounds of Tobacco and Caske out of the Estate of Bartholomy Bloome deceased, and it appearing to this Court upon the oath of the Said Keene, that by accompte there is So much due, The Court doth order that four hundred and fiftie pounds of Tobacco be Satisfied unto the Said Keene out of the Estate of the Said Bloom deceased

Order to m^r Tho: Bellcher for 460^l Tob out of th^e Estate of Bar: Bloome

Whereas it appeareth to this Court that th^e Estate of Bartholomy Bloome is indebted unto m^r Thomas Bellcher and m^r Richard Smith the Sum^e of four hundred & Sixtie pounds of Tob and Caske by Bill, The Court doth order that the Said debt of four hundred and Sixtie pounds of Tobacco and Caske, be Satisfied out of the Estate of the Said Bloome deceased.

Walter Peake Iohn }
Cornelius plfts
Phillip Land def^t

Whereas a Refference was Granted the last Court in a Suit between Walter Peake, an Iohn Cornelius plft and Phillip Land defendant

And the Said Land not appearing the Court doth order that if the Said Land do not at the next Court by himself or Attorney make his appearance that then the Court will proceed to Iudgment according to Evidence in that Case. Liber B.
No. 3.

Whereas Robert Robins having by former Informacōn informed this Court that his wife Elizabeth Robins (who had long time lived from him the s^d Rob^t Robins) was with Child, And againe he the Said Robins Informing this Court, that according to order the Said Elizabeth Robins being Searcht by a Iury of women and that She is found with Child, The Court doth order that the Sheriffe be Impowered to apprehend the Said Elizabeth Robins, and her Safely keep till She put in Sufficient Securitie to answer the information of her husband Robert Robins in march Court next and the Said Robert Robins to prosecute his Informacōn at the Court aforesaid.

Whereas Iohn Little arrested to this Court at the Suit of m^r Iohn Pott in an Action of Slauder And the Cause being moved, the Said Iohn Little being Called to answer. the plan- p. 345
tiff in his Suit before the Said Little would answer to the
Vacuāt
Ista plaintiffs Bill

John Pott plft } Whereas m^r Iohn Pott arrested to this Court
Iohn Little deft } Iohn Little in an Action of Slauder and the
Said Little appealing to the Provinciaall Court in March next,
The Court doth grant an Appeale in that Suit untill march
next and the S^d Little to put in good Securitie to the Sheriffe
for his appearance to answer the Suit in march Court next

m^r Iohn Pott plft } An appeale is Granted unto Iohn Little in a
Iohn Little deft } Case wherein m^r Iohn Pott is plf^t and the Said
Little defendant untill the Provinciaall Court in march next,
and the Said Little to put in Securitie to the Sheriffe, for his
appearance to answer the Said Suite as aforesaid, as also for
double damages to th^e plantiffe if the Said Little be Cast in
that Suit.

William Muffett aged 36 yeares or thereabouts Sworne and Examined affirmeth that as Tobias Norton and Mary Little Came from Accomack in the Spring of the year last, Mary Little asked m^r Norton where was the Letter Case who gave it unto her, out of which She took Some papers and desired me to read them, which papers were Certaine attestations concerning a report of m^r James Berry and his wife, the Contents of which papers was that there had been a report in Accomack a long time that they never were married, this Deponent having read the Said papers, the Said Mary Little asked this

Liber B. Deponent, if She might not Record those Depositions your
 No. 3. Deponent answered yes, She replied She would Record them,
 and prove all Berry's Children bastards She farther asked your
 p. 346 Deponent, if She might not Except against any Commissioners
 Setting your Deponent answered if that She Could prove any
 one a not Competent Iudge or a party in the Cause She might
 object against them; the Said Mary Little answered that She
 would object against m^r Preston Stockley and Pott, for Said
 She they are all parties these words or words to the Same
 Effect She related againe as Bartholomy Herring Came home
 in whose house the words were Spoken. W^m Moffett

Bartholomy Herring Sworne and Examined affirmeth that
 what is above written is truth, And farther Saith not.

Signum

Bartholom: B Herring

Administration is Granted unto Iames Veitch upon the
 Estate of Iohn Drueman deceased.

order for m^r Nathaniell Burroughes fine

Whereas m^r Nathaniell Burroughes appeared before this
 Court to answer for Some misdemeanors at a Court held at
 Putuxent the 15th of may 1657 in a Suit depending betwixt
 Iohn Nevill & Iames Attcheson and the Said Burroughes Sub-
 mitting himself to the Court, and acknowledging himself to
 have been in Drink, The Court doth order that the Said Bur-
 roughs be fined one hundred pounds of Tobacco according to
 Act of Assembly in that Case Provided to th^e Publique with
 Court Charges.

Aron Iacobson plft } Whereas in a Suit depending between
 Io: Little defendant } Aron Iacobson plft and Iohn Little defendant
 the Said Little doth Crave a Iury, The Court doth order that
 the Sheriffe doe Impannell a Iury upon tryall of that Suit.

A Iury Impannelled for Iohn Little

Iury for	Walter Peake foreman	Robert Robeson
Io: Little	Cap ^t Hen: Keene	Mathew Smith
	Edward Keene	Nathaniell Burroughs
	Patrick fforrest	Iohn Cornelius
	Thomas Reede	Iohn Hambleton
	Iames Gunnell	Alexander Watts

The Said Iury after much time Spent brought in their Ioynt
 Verdict as followeth viz:

p. 347 We find for the plaintiff one hundred Eighty five pounds of
 Tobacco to remaine due upon account

order ver: Iō Little

Liber B.
No. 3.

Whereas Aron Iacobson arrested to this Court Iohn Little upon an Action of debt, And the Said Cause upon the request of the Said Little being referr'd to a Iury of twelve men, which Iury in their Verdict doth find for the plantiffe due upon Accompt one hundred eighty five pounds of Tobacco, The Court doth therefore order that the Said Iohn Little, Shall forthwith Satisfie unto the Said Aron Iacobson the Said one hundred Eighty five pounds of Tobacco with Cost of Suit, and two hundred pounds of Tob Charges or Else Execution.

Richard Smith Attorney
of m^{rs} Sarah Marsha pl^t
Patrick Forrest defendant

Whereas m^r Richard Smith Attorney of m^{rs} Sarah Marsh hath Petitioned this Court for a debt due from the Estate of m^r Thomas Hatton deceased, and Patrick fforrest Executor of the Estate of the Said m^r Hatton deceased appearing in that Suit. And the Court having Examined both the accounts, do find that there is due from the Estate of m^r Hatton, unto the Estate of m^r Marsh deced the Sumē of one Thousand four hundred & Eighteen pounds of Tobacco, as also one Thousand Seven hundred pounds of Tobacco, which the Said fforrest alledgeth is Satisfied by an Order of Court at Kent obtayned by the Said Marsh against the Estate of Fran: Lumber, which was due to the Said m^r Hatton as also two hundred pounds of Tobacco by a note of m^r Medcalfes. The Court doth therefore order that the Said M^r Smith doe produce the Said note of the Said m^r Medcalfes by the Court in march next, or Else not to be allowed the Said two hundred pounds of Tobacco Specified in the Said note, And the Said Patrick Forrest to produce the Said order of Court from Kent, with what other Evidence he can, that the Said m^r Marsh had a Iudgment against the Estate of the S^d Lumbar for the Said one thousand Seven hundred pounds of Tobacco, or else to pay the Said one thousand Seven hundred pounds of Tobacco, unto the Estate of the Said m^r Marsh deceased, Provided that the Said one Thousand four hundred and Eighteen pounds of Tobacco be forthwith Satisfied from the Estate of the Said m^r Hatton, unto the Administratrix of the Estate of the Said m^r Thomas Marsh deceased, or Else Execution

p. 348

order to Cap^t Keene for Attendance

Whereas Cap^t Henry Keene hath petitioned this Court for his attendance with a Guard upon Iohn Dandy in the time he the Said Dandy was a prisoner upon his Tryall, and also when the Said Dandy was Executed, The Court doth order that the S^d Cap^t Keene be allowed for his Said attendance four hundred pounds of Tobacco and Caske to be Satisfied out out of the Estate of the Said Dandy upon demand or Else Execution

Liber B. order to W^m Sinckler agst Edlow

No. 3.

Whereas William Sinckler hath Petitioned to this Court for an attachment against the Estate of Ioseph Edlow for a debt of one thousand four hundred fifty and one pounds of Tobacco and Caske, he the Said Sinckler alledging that the Said Edlow is fled this Province, The Court doth order that the S^d Sinckler do issue forth prosses against the Said Edlow, and if the Sherriffe returne the writt non est Inventus then attachment to be Granted against the Estate of the Said Edlow.

Io Nevill

Susan Attcheson }

Whereas it appeareth to this Court by Severall testimonies taken in Court that Iohn Nevill and Susanna Attcheson have lived in a Notorius and Scandalous Course of Life tending to Adultery & fornication The Court doth order that the Said Nevill and the Said Susannah Attcheson for that offence Shall receive Each of them twenty Lashes upon the bare back with a whip, And the Said Nevill to pay Court Charges.

Robert Clark plft }

Iames Veitch deft }

P. 349 Whereas by order of Court held in September last, Iames Veitch was ordered to give an account at this Court of Certaine Bills in his Custody of m^r Robert Clarkes, This Court doth order that upon Saturday next the Said m^r Clarke and Iames Veitch doe appeare before m^r Preston at his house, and there fullfill the Said former order, onely the Said Veitch is to take m^r Clarkes own bond for being responsible for his fine

The Same Court Continued th^e 5th of November
1657

Present as the day before

Roger Scott fined for Swearing &c:

Whereas Roger Scott being Convicted for a Common Drunkard, and that for three dayes together the S^d Scott hath Each of the three days been drunk. The Court doth order that the Said Roger Scott Shall (according to Act of Assembly in that Case Provided) pay to publick use three hundred pounds of Tobacco for the S^d Drunkeness and for Severall times prophanely Swearing in Court thirtie pounds of Tobacco. And to Stand Committed untill he put in Securitie for the payment of the Said three hundred and thirtie pounds of Tobacco.

Patrick Forrest Claimes a debt for m^r Hatton

Patrick Forrest layeth Claime to one Thousand nine Hundred and 12 pounds of Tobacco out of the Estate of Iohn Dandy deceased, Due to the Estate of m^r Thomas Hatton deceased

Order to the Sheriff concer: the Estate of Iohn Dandy

Liber B.
No. 3.

Whereas by former order of the last Court, It was Order'd that the Sheriff Should take an Inventory of all th^e reall and personall Estate of Iohn Dandy, And that th^e wife of the Said Dandy was by the Said order to put in Securitie to be responsible for the Said Estate, which She hath not performed, And whereas it is reported that She Since the Inventory was taken, hath taken Imbezelled and Carryed away Severall of the Said Estate, Contrary to the Said Order, The Court doth farther order that the Sheriffe forthwith take Some Speedy Course for the Securing of the Said Estate, and for th^e Satisfying Such Engagements as in the former order is Exprest And if it appeare that the wife of the Said Dandy have Imbezelled and Carryed away any part of the Said Estate. the Sheriff is hereby Impowered to Enquire after the Same. And to Seaze the Said Estate or any part thereof, And So to provide that th^e whole Estate may be Secured, to make Good the Said former orders. And to use all Lawfull Endeavours to apprehend and bring to this next Provinciaall Court the Said Ann Dandy to answer for, and give an account of th^e Estate So taken and Carryed away by her as aforesaid

p. 350

Thom: Stagwell plft }
Richd True defendt } Whereas Thomas Stagwell Attorney of Iohn Battar arrested to this Court Richard True in an Action of Debt of four hundred pounds of Tobacco and Caske due by Bill, and the Said True not appearing The Court doth order that if at the next Court the Said True do not appeare to answer that Suit then order to pass against the Sheriffe for Cap^t Waring the Said Debt of four hundred pounds of Tobacco and Caske

order to Cap^t Sampson Waring for 430^l of Tob out of the Estate Io: Dandy

Whereas Cap^t Sampson Waring hath petitioned for a debt of four hundred and thirtie pounds of Tobacco & Cask due to him by Specialty from the Estate of Iohn Dandy deceased. The Court doth order that the Said Cap^t Waring be forthwith Satisfied the Said debt or Else Execution.

Order to m^r Rich^d Hostkeys for nine hundred pounds of Tob out of the Estate of Iohn Dandy

Whereas m^r Richard Hostkeys hath Petitioned this Court for a debt of nine hundred pounds of Tobacco and Caske due unto him the Said Hostkeys by assignm^t from Markes Bloomefield out of the Estate of Iohn Dandy deceased, And the Said Hostkeys having Exhibited the Said Dandies Specialty to prove the Said Debt. The Court doth order that the Said m^r Rich^d

Liber B. Hostkeys be forthwith Satisfied the Said debt out of the Estate
 No. 3 of the Said Dandy or Else Execution

Order for Io: Nevills fine

Whereas Iohn Nevill by a former order of this Court was for Some Notorious Crimes Specified in the Said order, Censured to be whipt, And Whereas divers Neighbours have Subscribed to a Petition that th^e Court would remitt the Said punishment of whipping and Instead thereof, Impose a fine upon the Said Nevill in hopes his future Carriage, and Comportment
 P. 35¹ will testifie his better Conversation. The Court at the Said Subscribers request doth order that instead of his the Said Nevills Corporall punishment, a fine of five hundred pounds of Tobacco be Imposed upon the Said Nevill And if duely paid by the Said Nevill or his friends the Subscribers of the Said Petition upon Demand to publique use, then the Said former order of punishment to be Void, or else to Stand in force, any thing in this order to the Contrary notwithstanding with Cost of Suit, Else Execution

The Subscribers to the aforesaid Petition have acknowledged themselves to be willing to pay the Said fine, in Case the Said Nevill Shall not himself be able.

M^{rs} Iane Eltonhead aged forty yeares or thereabouts Sworne and Examined in open Court Sayth that She this Deponent heard Cap^t ffendall Say that Coll^o Smith had a Boy aboard, who was no Servant, but that he thought if he the Said ffendall would give him good words, he mought make him his Servant or words to that purpose

Signum
 Iane × Eltonhead

Aron Iacobson aged 27 yeares or thereabouts Sworne and Examined in open Court the 4th of November 1657 Sayth that he heard Iohn Little Say in or about Iuly last in his own house, that if m^r Fran: Stockley were alive he would Iustifie that Elizabeth Potts was dishonest with him the Said Littles Indian Boy, in his Corne field And further this Deponent heard m^{rs} Little make reply upon this discourse of her husband Iohn Little, that if the Little Boy Cornelius his Servant his oath Could be taken in Court, that he Could Say more in the Same busieness then the Said Little had Spoken, and likewise She the Said Mary Little did farther Say, that if the Indian could be Sufferred to take his Oath, he could Say more then any one hath Spoken, and would Iustifie that they had lay'n together.

Aron Iacobson

Abdelo Martin aged 34 yeares or thereabouts Sworne and Examined in open Court Sayeth that Aron Iacobson Came to this Deponents house; and told this Depon^t that he had received three hogshead of Tobacco of Iohn Little, and did See the Stripping and packing of them, and that when he Came to See the Tobacco againe it was Damnified.

Liber B.
No. 3.
p. 352

Signum
Abdelo A M Martin

William Squire aged 25 yeares or thereabouts Sworne and Examined in open Court the 4th of November 1657 Sayeth that he this Deponent did See one hogshead of Tobacco packed, which Iohn Little paid to Aron Iacobson and th^t the Tobacco was Good and well Conditioned, and that Aron packed one hogshead himself w^{ch} he had and this Deponent did hear Iohn Little Call to the Said Aron Iacobson, and bid him have a Care of his Tobacco for the Thatch was off the house, And farther this Deponent Sayth that This Tobacco was taken out of the Same Bulk which m^r Iordans Tobacco Came out of which was all very Good Tobacco, And this Deponent did farther Say that he heard m^r Iordan proffer the Said Iacobson three other hogsheads of Tobacco in any other place, for those three hogsheads which the Said Iacobson did then receive, and farther this Depon^t Sayth not

Signum
William W Squire

Iohn Cornelius aged 36 yeares or thereabouts Sworne and Examined Sayth, that he this Deponent doth testifie that George Reede did tender down this 24th of September three hogsheads of Tobacco for the use of major Iohn Billingsly, with one hogshead of Tobacco more to make up the full Sume which Tobacco this Deponent affirmeth to be Sound and merchantable

[November
[th^e 6^t An^o Salutis 1657]

Iohn Cornelius

Iohn Harwood aged 50 yeares or thereabouts Sworne Saith that George Reed did this 24th of September tender three hogsheads of Tobacco for the use of major Iohn Billingsly wth one hhd of Tobacco more to make up the full Sume w^{ch} Tob is Sound & merchantable

Signum
Iohn H Harwood

William Canneday aged 30 years or thereabouts declareth upon Oath, that George Reede did this 24th of September make tender of three hogsheads of Tobacco, with one hhd more of Tobacco to make up the full Sume, for the use of

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Liber B. major Iohn Billingsly, which Tobacco is Sound and mer-
 No. 3. chantable
 Iurat Coram nos
 Mich: Brooke
 Phill: Morgin

Signum
 William M Canneday

These abovenamed parties having done according to their
 Severall oathes, I then being present with them did See the
 very Same in Wittness my hand this 24th of September 1657.
 Iohn Lawson

Recorded for Iohn Knap

These presents Wittness that Whereas I Iohn Knap of the
 Province of Maryland in the County of Putuxent did buy
 formerly one parcell of Land adjoyning to m^r Richard Prestons
 Land, lying upon the Bay Side, of one Thomas Cole, I the
 Said Knap doe for me my heires Executors and Assignes,
 relinquish and redeliver to the use of the Said Thomas Cole,
 all my right Title and Interest to the Said Land, in as full and
 ample manner as it was ever delivered unto me for him the
 Said Cole to Enjoy or dispose of for Ever. Wittness my hand
 this 4th of November 1657

Acknowledged and Delivered
 in open Court th^e 4th of Novemb 1657
 Testes me Thomas Turner Clk

Iohn Knap

November th^e 6^t Anno Dni 1657

These are in the Name of his highness the Lord Protector
 of England &c: to give notice to all the Inhabitants within this
 Province, and to all others whom it may Concerne That
 Whereas it appeareth by an Order of Court held at Putuxent
 for the Province of Maryland the 24th of September 1656 that
 Walter Peake the Administrator of Fran: Vandan of this Prov-
 ince deceased, hath Satisfied and overpaid the tottall of the
 Inventory of the S^d Estate, That therefore the Said Admin-
 [p. 354] istrator ought not, nor is not to be any farther, Sued, Impleaded,
 molested or prosecuted for or Concerning the Said Estate or
 any part thereof for which purpose this his Quiet Est or the
 Record thereof is from time to time for the future to be
 admitted and allowed of in all Courts of Iudicature within this
 Province, for a Lawfull and Sufficient plea in Barr to all and
 Every Suit, action and demand, which Shall happen at any
 time hereafter to be brought Commenced or prosecuted
 against him the Said Administrator in any Court within this
 Province touching the Said Estate Contrary to the Direction
 herein before Expressed Given at Putuxent under my hand
 the 6^t of November 1657

Richard Preston

M^r Thomas Stone your father desired me to Speake to Wil-
 liam Empson to pay to m^r Robert Slye 2 hhds of Tob which he
 then owed him, and if he have order from m^r Slye according
 to this receipt, I suppose it will be liked and allowed of by your
 father, not Else but rest yours to Serve you

[November th^e 6^t A^o Dni 1657]

Iob Chandler

Portoback this 27 Ianuary 1656

Received of William Empson for the use of the Governour
 by the order of Math Slye two Hogsheads of Tobacco Con-
 taining 622 pounds neate I Say received by me.

Peter Machin

Wittness Daniell Mills

Concordat cum Orriginali

This Second of march 1653

teste me Tho: Turner Clk

Mary Empson her mark for Cattle

Mary Empson her mark for Cattle and hogs viz. over keel'd
 of both Eares and Slitt in the over keel

November th^e 6^t Anno Dni. 1657

Know all men by these presents that I Iohn Billingsley of
 Chucatuch in Virginia Gent for and in Consideration of the
 full and Iust Sum^e of two thousand and five hundred pounds
 of Tobacco and Caske being to me already in hand paid and
 Secured by George Reede Have Given Granted bargained
 Sould and Confirmed And by these presents do give, Grant,
 Bargaine Sell unto George Reede of Putuxent River planter
 one Light bay mare, To Have and to Hold the Said Mare
 with her Increase from hence forward unto the Said George
 Reede his Executors Administrators, and Assignes to and for
 his and their onely Sole, & proper use and benefitt, and to and
 for no other use or uses Intent or purpose whatsoever, and I
 the Said Iohn Billingsley the S^d mare with all her Increase as
 aboves^d unto the Said George Reede his Executors Administ^{rs}
 and Assignes against all person and persons whatsoever Shall
 and will warrant and for Ever defend by these presents.
 In Wittness whereof I the abovesaid Iohn Billingsley have
 hereunto Sett my hand and Seale this September 1657

Iohn Billingsley

The words and Secured by George
 Reade was Interlined before Signing
 Signed Sealed and Delivered
 in the presence of us & acknowledged
 in open Court in the presence of us

William Mitchells

Griff: Standen

} Concordat cum Orriginali

} Teste me Thomas Turner

Cler:

Liber B. For Tim: Guttridge Record

No. 3.

Know all men by these presents that I Iames Attcheson of Putuxent planter, do bind and, and make over this my plantation I now live upon unto Timothy Guttridge for a Bill being both bound in, and now in the hands of m^r Harris, for the Securitie of Timothy Guttridge and in Case Timothy Guttridge Satisfie not this debt that then this Bond to be Void and of none Effect, or Else to Stand in power full force and vertue, as Wittness our hands this first of August

16th of Nov^r

1657.

Wittness us. Tho Bellcher

Iohn Knape

Signum

Iames × Attcheson

Concordat cum originali Teste me

Tho^s Turner Ctk

These presents Wittness that I Abdelo Martin do acquitt and Dicharge Edw^d Wood from all debts dues & demands from th^e beginning of the world to this present day as Wittness my hand the day & Year

Recorded
for W^m
Wood this
23^d of
November

abovewritten

Signum

Testes Iohn B Bagbey
Iohn Sutton

Signum

Abdelo Martin

p. 356 Thom: Phillips Bill Recorded for Zacharias Wade Decemb th^e
5th 1657

This Bill bindeth me Thomas Phillips my Executors Administrators and Assignes to pay or Cause to be paid unto m^r Iohn Hatch, or Zacharias Wade the full and Iust Sum^e of fifteen hundred pounds of Good Sound Tobacco and Caske, the which Tobacco is for the use of Iohn Baley the Son of Iohn Baley deceased, and Elinor Baley Widdow, The which Tobacco I bind my Self as aforesaid to pay unto the parties above Specified; for the use of Iohn Baley afore-Mentioned at or upon the tenth of November, which Shall be in the year of our Lord God one Thousand Six Hundred Sixty two as Wittness my hand

May th^e 27 ano d: 1656

Testis Iohn Wade

Rich^d Browne

Signum

Thomas T Phillips

by Elinor Baley widdow Recorded for Sacrye Wade Decemb
th^e 5th 1657

Be it known unto all people to whom this present writing Shall Come before Know ye that I Elinor Baley widdow being lately the wife unto Iohn Baley deceased doe hereby Give Grant and make over unto my Sonn Iohn Baley, or his

heires Executors, Administrators or Assignes for Ever two Liber B.
No. 3.
 Cowes, the one Cowe being at this present with Calfe, the
 other having a Cowe Calfe by her Side, the which Said Cowes
 and Cow Calfe together with their female increase is Given
 and Granted by me the abovesaid widdow as here afore writ-
 ten; the male Cattle of the Said Increase herein Mentioned is
 to remaine at my own will to keep, give or dispose at my own
 discretion, and for the preservation of the S^d Cattle for my
 Sonns use, according to all true intents of this my absolute,
 and onely act and Deed, I do herein appoint my well beloved
 friends m^r Iohn Hatch and m^r Sacrey Wade to be my true and
 absolute overseers of my Said Sons Estate, at after my de-
 crease or from henceforth yearly for the Good of my Child to
 question either my Self or any other, That Shall or may here-
 after in any wise unlawfull Seek, or go to Embezell away the
 Said Estate of my Said Sonnes Contrary unto all Lawfull
 power in Such Cases: provided either Lands Goods Chattells,
 debts, or whatsoever Shall or may arise from the Benefit of p. 357
 this my Deed here mentioned and in the performance of all
 here Specified, I doe Engage my Self firmly by these presents
 to make Delivery of these Said Cowes, being marked with an
 over Cut, upon the right Eares, and an Under Cut upon the
 Left Eares, the which Said Cattle Shall be at all demands
 Ready to be Surrendered unto the Said overseers for my
 Child's use together with Some other Estate in in dept or
 Depts belonging unto my Said Son in ample and reall mannor
 to all prouits, or behooffes of what is hear above Spoken as
 Wittness my hands this 16th day of may 1656 Signum
 Sealed assigned & Delivered in Elinor × Baley
 the Sight of us Iohn, Wade Walter Peake Widdow
 William W Right Richard Brown

At a Provinciall Court held at Putuxent the 5th of
 December 1657

Present {	M ^r Richard Preston	m ^r Thom [̄] : Thomas
	m ^r Mich ^h Brookes	m ^r Phill: Morgin
	m ^r W ^m Parratt	m ^r W ^m Ewens

Order to Cap^t Robert Morris and m^r Meese

Whereas m^r Bassill Little merch^t in his Voyage at Sea for
 this Province in the Ship Concord being weake and Sicke but
 in perfect memory (as by the Testimony of Iohn Runting and
 Robert Makey appeareth; and as by the Said Evidence it ap-
 peareth to this Court that the Said m^r Little did Constitute
 and appoint in Case of his the Said Little's Death, that Cap^t
 Robert Morriss master of the Said Ship Concord and m^r Henry

Liber B. Meese merch^t Should take into their hands, and dispose of all
 No. 3. that Cargoe of Goods, and Servants belonging to and Shipt on
 board the Said Ship by the Said m^r Little, with all the debts
 which were formerly due in this Province unto the Said m^r
 Bassill Little, The Court doth order upon the Petition and
 request of the Said Cap^t Robert Morriss and the Said m^r
 Henry Meese, that for the Securitie and Improvement of the
 Said Cargoe of Goods and Servants, to the use of those to
 p. 358 whom it doth belong, and for the receiving of all Such Debts
 belonging to the Said m^r Little which according to Invoyce ap-
 peareth to amount to the Summe of Eight hundred Eighty Sixth
 Sterl, that the Said Cap^t Morris and m^r Meese do take into
 their Care and possession according to the will and desire of
 the Said m^r Little all the aforesaid Cargoe of Goods, Servants
 & debts they putting in Good Securitie to give a Iust and true
 account thereof in England, or Elsewhere, unto any that Shall
 Iustly Claime any Interest or property in the Said Goods, Ser-
 vants or debts, when they the Said Cap^t Morris, and m^r Meese
 Shall be thereunto Lawfully Called

John Runting aged fifty yeares, or thereabouts Sworne and
 Examined in open Court this 5th of December Sayth that he
 this Deponent did aske m^r Bassill Little when he the Said m^r
 Little lay Sicke at Sea, whether he would not take a Course
 for the disposing of his Cargoe which he was possessed of,
 and the Said m^r Little being very weake (but to this Depo-
 nents Iudgment in perfect memory) made reply that his desire
 was th^t m^r Robert Morris and m^r Henry Meese Should have
 the ordering and disposing of his Estate and Goods and
 farther this Deponent Sayth not
 John Runting

Robert Makey aged 21 yeares or thereabouts Sworne and
 Examined in open Court Sayeth that he this Deponent did
 often Speake unto m^r Bassill Little in his Voyage for these
 partes, when the Said m^r Little lay Sick at Sea, Concerning the
 Ordering and Settling of his Cargoe, the Said m^r Little made
 reply that it was needless for me this Deponent to take Care
 thereof, for m^r Morriss would have a Care of it, and this Depo-
 nent farther Sayeth, that at Severall other times, the Said m^r
 Little did Seem desirous, and declare himself willing that m^r
 Morriss Should have the Disposing of his Said Cargoe, And
 farther this Dep^t Sayth not
 Signum
 Robert V Makey

order to th^e Sheriff Ver: Little

Whereas the Sheriff m^r Iames Veitch hath Petitioned this
 Court for Certaine fees amounting to the Value of three hun-

dred pounds of Tobacco and Caske, due for the Executing of
 Severall Summons, and other Severall necessary and Iust
 Charges, from the Estate of m^r Bassill Little deceased, The
 Court doth order that the Said three hundred pounds of To-
 bacco and Caske be forthwith Satisfied unto the Said Sheriff

Liber B.
 No. 3.
 P. 359

Cap^t Morris & m^r Meese Bond

Know all men by these presents that We Robert Morris
 and Henry Meese Merchants doe hereby acknowledge our
 Selves Indebted unto Oliver Lord Protector of England and
 the Dominions thereof, in the Summe of twelve hundred pounds
 of Good Lawfull mony of England, to be paid unto the Said
 Lord protector, or his Assignes Attorney or Commissioners,
 for which payment well and truely to be made, and done, we
 bind our selves and either of us, our heirs Executors and
 Administrators, Severally & Ioyntly for the whole firmly by
 these presents, Wittness our hands and Seales this 4th of De-
 cember 1657

The Condition of this obligation is Such that if the above-
 written Robert Morris and Henry Meese merchants Shall
 according to order of Court bearing date with these presents,
 give a Iust and Lawfull account of the debts Goods and Estate
 of m^r Bassill Little late deceased (of which the S^d Bassill Little
 merchant, was possest of at his last arrivall into this Province)
 whensoever they or either of them Shall be thereunto Law-
 fully Called, that then this obligation to be Void and of noe
 Effect, otherwayes the Same to remaine in full force and
 Effectuall in Law.

Robert Morris

Henry Meese

Signed Sealed & Delivered in the
 presence of us Sampson Waring
 Phill: Morgin

Recorded for m^r Rich^d Preston

Whereas m^r Thomas Webb of London merchant hath Con-
 signed four Servants unto me, in the Ship Releef Cap^t Iohn
 Tully Comāder, as by a Letter from the Said m^r Webb dated
 London the 21th of December 56 appeareth, And Whereas the
 Said m^r Webb in the Said Letter hath rated the Servants at
 2000^h Tob p piece, to be Shipt on board the Said Ship reliefe
 for the use of the Said m^r Thomas Webb. These may Certifie
 that I the Said Richard Preston, doe hereby protest against &
 declare that I do disown, any Interest or Dealing with the Said
 Servants, Soe Consigned by the Said m^r Thomas Webb as
 aforesaid, or to make Good any freight So taken by him the
 Said m^r Webb on board the Said Ship reliefe And this I do
 protest and declare at the Maine mast aboard the Said Ship
 reliefe, before the Cap^t Iohn Tully and Company the 8th of this

p. 360

Liber B. Instant December as also at the Secretaries office in the Prov-
 No. 3. ince of Maryland 10th of the Said Month in the presence of
 Severall merchants, who have hereunto Subscribed as Witt-
 nesses. In Wittness whereof I the S^d Richard Preston have
 hereunto Sett my hand this 10th of Decemb^r 1657

Ri: Preston

We whose Names are under written
 doe Wittness this Protest

Walter Censerfe

Thomas Carye, Henry Meese

Tho: Iordan } Concordat Cum Orriginali

Robert Young } teste me Thomas Turner Clk

Recorded for W^m Barton

Be it known to all men that I William Barton Senior of S^t
 Clements Mariner do give one Heifer Marked as followeth
 viz. the neer Eare a Romant the farther Eare overkeeld unto
 my Grand Child William Thomas with her Increase for Ever,
 the male increase to be for those that keep them, Wittness
 my hand this 29th of December 1657

Wittness

W^m Barton

W^m Barton Iun^r }

Signum

Rob^t R Ioyner }

This Deede of Guift was made by the
 abovenamed W^m Barton. Sen^r in open
 Court th^e day & year abovewritten teste me
 Thomas Turner Clk

p. 361 I Iohn Malum do assigne over an Irish Ladd named Iohn
 Poore Estimated about thirteen yeares of age to Serve tenn
 yeares from the Date of these presents Wittness my hand
 this nineteenth of November 1655 unto Iohn Lawson or his
 Assignes, to give him Corne and Cloathes at the Expiration
 of his time according to the Custom of the Countrey

Iohn Malum

Wittness Richard Cole

W^m Barton Iun^r his mark for Cattle

William Barton Iunior his marke for Cattle and hogs Viz.
 overkeeld of both Eares, and a hole in Each.

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